

19-338.

(a) The Secretary shall determine whether the receivership can be funded by State funds previously designated for the community [residential] program. In the event that previously designated funds are available, these funds shall be used for the operation of the receivership.

(b) In the event that there are insufficient funds to operate the receivership, the Secretary may petition the Board of Public Works for sufficient funds to operate the receivership.

(c) (1) State funds used to operate a receivership under this section shall be a lien on the community [residential] program and its assets if the receiver files a notice of the lien that contains:

(i) The amount of the lien;

(ii) The name of the community [residential] program to which the lien attaches; and

(iii) A description of the assets of the community [residential] program that are affected by the lien.

(2) The receiver shall file the notice of lien with:

(i) The land and chattel records of the county where the sites operated by the community [residential] program are located; and

(ii) The Department of Assessments and Taxation.

(3) A lien under this subsection extends to:

(i) The property of the community [residential] program that is described in the notice of lien; and

(ii) Has priority over any lien or other interest that attaches after the date of the completion of the filings required under this subsection.

19-339.

(a) (1) The owner or operating entity or receiver of a nursing home or community [residential] program may petition the court to terminate the receivership.

(2) The court shall terminate the receivership, if the court finds: