

(N) (1) EACH YEAR, WITHIN 120 DAYS AFTER THE END OF ITS FISCAL YEAR, A PROVIDER SHALL FILE AN APPLICATION WITH THE OFFICE FOR RENEWAL OF A CERTIFICATE OF REGISTRATION IN A FORM SATISFACTORY TO THE OFFICE.

(2) THE APPLICATION SHALL CONTAIN ANY REASONABLE AND PERTINENT INFORMATION THAT THE OFFICE MAY REQUIRE.

(3) THE OFFICE SHALL ISSUE A RENEWAL OF A CERTIFICATE OF REGISTRATION WHENEVER IT DETERMINES THAT:

(I) ALL DOCUMENTS REQUIRED TO BE FILED HAVE BEEN FILED AND FOUND BY THE OFFICE TO BE SATISFACTORY;

(II) ANY REVISED AGREEMENTS FOR CONTINUING CARE AT HOME SERVICES MEET THE REQUIREMENTS OF THE OFFICE;

(III) THE PROPOSED USE OF NEW OR EXISTING HEALTH FACILITIES IS NOT INCONSISTENT WITH THE STATE HEALTH PLAN; AND

(IV) THE ADVERTISING INFORMATION REQUIRED TO BE SUBMITTED HAS BEEN FILED BY THE PROVIDER AND APPROVED BY THE OFFICE AS NOT BEING DECEPTIVE, MISLEADING, OR LIKELY TO MISLEAD.

(O) EXCEPT FOR §§ 10, 11, 14, AND 15 OF THIS SUBTITLE, CONTINUING CARE AT HOME PROVIDERS ARE SUBJECT TO THE PROVISIONS OF §§ 7 THROUGH 23 OF THIS SUBTITLE.

(P) CONTINUING CARE AT HOME PROVIDERS SHALL BE SUBJECT TO ALL OTHER APPLICABLE LICENSING OR CERTIFICATION REQUIREMENTS OF MARYLAND LAW, EXCEPT AS PROVIDED IN § 23 OF THIS SUBTITLE.

23.

Any operation subject to the provisions of this subtitle shall not be subject to the provisions of the Health Maintenance Organization Act of the Health - General Article, Article 48A OF THE CODE, except § 470N, or Title 8 of the Real Property Article [of the Maryland Annotated Code]. IF A PROVIDER CONTRACTS WITH A LICENSED HOME HEALTH AGENCY OR RESIDENTIAL SERVICE AGENCY TO PROVIDE SERVICES AND THE PROVIDER IS NOT DIRECTLY PROVIDING THE TYPE OF SERVICES PROVIDED BY A HOME HEALTH AGENCY OR RESIDENTIAL SERVICE AGENCY, THE PROVIDER IS NOT SUBJECT TO THE PROVISIONS OF TITLE 19, SUBTITLES 4 AND 4A OF THE HEALTH - GENERAL ARTICLE. Under § 470N of Article 48A, the liability of the provider to the State Department of Health and Mental Hygiene shall be limited to the amount of money which would be due as a refund if the subscriber were dismissed under § 15 at the time of enrollment in services rendered by, or paid in full or in part by the State Department of Health and Mental Hygiene.

SECTION 2. AND BE IT FURTHER ENACTED, That, to the extent it has access to necessary documents, the Office on Aging shall review, during the renewal of a continuing care at home provider's certificate of registration, the frequency of bequests by