

(i) The home cares for 5 or more unrelated individuals; or

(ii) The home is required to obtain a registration permit under § 19-324.1 of this subtitle.

(2) A domiciliary care home that is required to obtain a registration permit under § 19-324.1 shall comply with §§ 19-324.1, 19-324.2, and 19-358 and is exempt from the other provisions of this subtitle.

(b)] This subtitle does not apply to a dispensary or first aid treatment facility that is maintained only to provide services for:

(1) Employees of a commercial or industrial plant;

(2) Employees or students of an educational institution; or

(3) Individuals in a convent, county home, motel, hotel, apartment, or facility, if the individuals are able to live independently.

[(c)](B) This subtitle applies to the provision of home health care services by a hospital or related institution to 2 or more unrelated individuals, whether the services are provided directly or under contract with a home health agency.

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(b) A related institution shall be classified:

(1) As a care home if the related institution provides care to individuals who, because of advanced age or physical or mental disability, require domiciliary care or personal care in a protective[, institutional] environment; or

(2) As a nursing home if the related institution:

(i) Provides nursing care for chronically ill or convalescent patients; or

(ii) Offers to provide 24-hour a day nursing care of patients in a home-type facility such as:

1. A convalescent home;

2. A nursing unit of a home for the aged;

3. A psychiatric nursing home;

4. A nursing facility for the handicapped;

5. A home for alcoholics; or

6. A halfway house.

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[(d) A domiciliary care home that provides domiciliary care to 2, 3, or 4 unrelated individuals is not subject to the provisions of this section.]