

(b) "Assisted living program" has the meaning stated in § 19-1801 of the Health - General Article.

(c) "Certified financial statement" means a complete audit prepared and certified by an independent certified public accountant.

(d) [(1)] "Continuing care" means furnishing OR MAKING AVAILABLE shelter and either medical and nursing services or other health related services to an individual 60 years of age or older not related by blood or marriage to the provider for the life of the individual or for a period in excess of 1 year under [a] ONE OR MORE written [agreement.] AGREEMENTS that [requires] REQUIRE a transfer of assets or an entrance fee notwithstanding periodic charges.

[(2)] "Health related services" means, at a minimum, priority for nursing home admission or assistance in the activities of daily living, exclusive of the provision of meals.

(3) Medical and nursing services and other health related services may be covered by the entrance fee, the periodic charges, or may be purchased, at the option of the subscriber, for an additional fee. ]

(e) "Continuing care agreement" means [the] AN agreement between [the] A provider and A subscriber to provide continuing care.

(F) (1) "CONTRACTUAL ENTRANCE FEE REFUND" MEANS A REPAYMENT OF ALL OR PART OF A SUBSCRIBER'S ENTRANCE FEE TO THE SUBSCRIBER OR THE SUBSCRIBER'S ESTATE OR DESIGNATED BENEFICIARY, AS REQUIRED BY THE TERMS OF THE CONTINUING CARE AGREEMENT.

(2) "CONTRACTUAL ENTRANCE FEE REFUND" DOES NOT MEAN A PAYMENT REQUIRED BY § 14 OR § 15 OF THIS SUBTITLE.

(G) "CREDITOR" MEANS A PERSON WITH A CLAIM AGAINST A CONTINUING CARE PROVIDER.

(H) "DELINQUENCY PROCEEDING" MEANS A PROCEEDING UNDER THIS SUBTITLE TO LIQUIDATE, REHABILITATE, REORGANIZE, OR CONSERVE A CONTINUING CARE PROVIDER.

[(f)] (I) "Deposit" means a portion of an entrance fee.

[(g)] (J) (1) "Entrance fee" means an initial or deferred payment of a sum of money or any other consideration other than a surcharge that assures a subscriber continuing care for a term of years or for life. An accommodation fee, admission fee, or other fee of similar form and application shall be considered to be an entrance fee A SUM OF MONEY OR OTHER CONSIDERATION, OTHER THAN A SURCHARGE, PAID INITIALLY OR IN DEFERRED PAYMENTS, THAT:

(1) ASSURES A SUBSCRIBER CONTINUING CARE FOR A TERM OF MORE THAN 1 YEAR OR FOR LIFE; AND