

(j) If the Administration fails to conduct an audit of a private provider as required in subsection (h)(5) of this section, the Administration may not audit the private provider for any fiscal year that began more than 48 months before the Administration's notification of audit, unless the Administration suspects fraud or misappropriation of funds.

~~[(k) Private providers shall provide the year-end report to the Administration no later than 6 months after the end of the State fiscal year.]~~

~~(k)~~ (L) PRIVATE PROVIDERS SHALL SUBMIT TO THE ADMINISTRATION:

(1) COST REPORTS FOR RATE-BASED PAYMENT SYSTEMS NO LATER THAN 6 MONTHS AFTER THE END OF THE STATE FISCAL YEAR; AND

(2) WAGE SURVEYS BY THE LATER OF:

(I) 60 DAYS AFTER THE LAST DAY OF THE PAY PERIOD FOR WHICH THE DATA IS REQUESTED; OR

(II) 60 DAYS AFTER RECEIPT OF A REQUEST FROM THE ADMINISTRATION FOR WAGE SURVEY INFORMATION.

7-910.

(a) The Administration shall deny a license to any applicant or suspend or revoke a license if the applicant or licensee fails to comply with the applicable laws, rules, or regulations of this State.

(b) Any applicant or licensee who knowingly and willfully makes a false statement in connection with an application under this subtitle shall be guilty of a misdemeanor and upon conviction shall be subject to a fine not to exceed \$1,000, or imprisonment not exceeding 1 year, or both.

(C) THE ADMINISTRATION MAY IMPOSE A PENALTY NOT EXCEEDING \$500 PER DAY PER VIOLATION FOR EACH DAY A VIOLATION OCCURS ON A LICENSEE THAT FAILS TO COMPLY WITH THE REPORTING REQUIREMENTS ESTABLISHED UNDER § 7-306.1~~(k)~~ (L) OF THIS TITLE.

[(c)] (D) Except as otherwise provided in § 10-226 of the State Government Article, before the Administration takes any action under this section, the Administration shall give the applicant or licensee notice and an opportunity for a hearing.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2002.

May 15, 2002

The Honorable Casper R. Taylor, Jr.
Speaker of the House
State House
Annapolis MD 21401