

(IV) THE SUBJECT OF A CRIMINAL HISTORY RECORDS CHECK UNDER THIS SUBSECTION MAY CONTEST THE CONTENTS OF THE PRINTED STATEMENT ISSUED BY THE CENTRAL REPOSITORY AS PROVIDED IN § 10-223 OF THE CRIMINAL PROCEDURE ARTICLE.

(3) IF A NURSING REFERRAL SERVICE AGENCY REQUESTS A PRIVATE AGENCY TO CONDUCT A BACKGROUND CHECK:

(I) THE PRIVATE AGENCY SHALL:

1. CONDUCT A BACKGROUND CHECK IN EACH STATE IN WHICH THE NURSING REFERRAL SERVICE AGENCY KNOWS OR HAS REASON TO KNOW THE LICENSED HEALTH PROFESSIONAL OR CARE PROVIDER WORKED OR RESIDED DURING THE PAST 7 YEARS; AND

2. ISSUE A STATEMENT OF ITS FINDINGS TO:

A. ON REQUEST, THE LICENSED HEALTH PROFESSIONAL OR CARE PROVIDER; AND

B. THE NURSING REFERRAL SERVICE AGENCY; AND

(II) THE LICENSED HEALTH PROFESSIONAL OR CARE PROVIDER SHALL HAVE AN OPPORTUNITY TO CONTEST THE FINDINGS.

~~19-4B-03.~~ 19-4B-04.

~~(A) (1) THE DEPARTMENT SHALL ADOPT REGULATIONS THAT SET STANDARDS FOR THE CARE, TREATMENT, HEALTH, SAFETY, WELFARE, AND COMFORT OF INDIVIDUALS WHO RECEIVE HOME HEALTH CARE SERVICES THROUGH A NURSING REFERRAL SERVICE. TO IMPLEMENT THE REQUIREMENTS OF THIS SUBTITLE.~~

(2) THE REGULATIONS MAY NOT PRECLUDE A NURSING REFERRAL SERVICE AGENCY FROM OPERATING WITH INDEPENDENT CONTRACTORS.

(B) THE DEPARTMENT SHALL ISSUE A 3-YEAR LICENSE TO A NURSING REFERRAL SERVICE AFTER THE NURSING REFERRAL SERVICE AGENCY:

(1) COMPLETES AN APPLICATION FOR LICENSURE; AND

(2) PAYS A LICENSING FEE OF \$1,000 TO THE DEPARTMENT.

(C) A LICENSE SHALL EXPIRE ON THE THIRD ANNIVERSARY OF ITS EFFECTIVE DATE UNLESS:

(1) THE DEPARTMENT SUSPENDS OR REVOKES THE LICENSE; OR

(2) THE LICENSE IS RENEWED.

(D) THE DEPARTMENT MAY SUSPEND OR REVOKE A LICENSE ISSUED UNDER THIS SECTION IF THE NURSING REFERRAL SERVICE AGENCY IS OPERATING IN VIOLATION OF THE REQUIREMENTS OF THIS SUBTITLE.