

(1) STATE THAT THE PROVIDER MAY USE ALL DEPOSITS AND ENTRANCE FEES AT ANY TIME; OR

(2) DESCRIBE ANY APPLICABLE LIMITATIONS ON THE USE OF DEPOSITS AND ENTRANCE FEES.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 70B, § 10(c) and (c-1).

In subsection (a)(1) of this section, the reference to "the provider's" feasibility study is added for clarity.

In the introductory language of subsections (c) and (d) of this section, the former reference to written approval to withdraw deposits "under § 11(c) of this subtitle" is deleted for accuracy. Former Art. 70B, § 11(c), which is revised in § 10-412(f) of this subtitle, did not expressly authorize the issuance of written approval to withdraw deposits. This deletion is called to the attention of the General Assembly.

Defined terms: "Continuing care agreement" § 10-401

"Department" § 10-101

"Deposit" § 10-401

"Entrance fee" § 10-401

"Processing fee" § 10-401

"Provider" § 10-401

"Subscriber" § 10-401

10-411. PRELIMINARY CERTIFICATE OF REGISTRATION.

(A) REQUIRED.

A PROVIDER MAY NOT ENTER INTO A CONTINUING CARE AGREEMENT UNTIL THE DEPARTMENT ISSUES A PRELIMINARY CERTIFICATE OF REGISTRATION.

(B) APPLICATION — FORM.

AN APPLICATION FOR A PRELIMINARY CERTIFICATE OF REGISTRATION SHALL BE FILED IN A FORM SATISFACTORY TO THE DEPARTMENT.

(C) APPLICATION — CONTENTS.

AN APPLICATION SHALL INCLUDE AT LEAST THE FOLLOWING INFORMATION:

(1) THE NAME AND ADDRESS OF THE FACILITY AND THE NAME AND ADDRESS OF ANY AFFILIATE, PARENT, OR SUBSIDIARY;

(2) THE ORGANIZATIONAL STRUCTURE AND MANAGEMENT OF THE PROVIDER, INCLUDING:

(I) FOR A CORPORATION OR LIMITED LIABILITY COMPANY, ITS NAME, THE STATE IN WHICH IT IS INCORPORATED OR FORMED, AND THE NAME OF THE CHIEF EXECUTIVE OFFICER;