

- (I) VIOLATION OF THIS SUBTITLE;
  - (II) VIOLATION OF A REGULATION THE DEPARTMENT ADOPTS UNDER THIS SUBTITLE;
  - (III) MISREPRESENTATION; OR
  - (IV) SUBMISSION OF A FALSE FINANCIAL STATEMENT.
- (2) THE DEPARTMENT SHALL SET FORTH IN WRITING ITS REASONS FOR A DENIAL, SUSPENSION, OR REVOCATION.
- (C) APPEAL.

TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE GOVERNS THE APPEAL OF A DENIAL, REVOCATION, OR SUSPENSION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 70B, § 22.

In subsection (c) of this section, the reference to "Title 10, Subtitle 2 of the State Government Article" is substituted for the former reference to "[t]he Maryland Administrative Procedure Act" for accuracy and consistency with § 10-210 of this title.

Also in subsection (c) of this section, the former reference to "[t]he proceedings ... [being] conducted in accordance with" is deleted as surplusage.

Defined term: "Department" § 10-101

10-417. RESERVED.

10-418. RESERVED.

GENERAL REVISOR'S NOTE TO PART:

Throughout this part, references to "proposed advertisements", "advertising campaigns", and "other promotional materials" are substituted for the former references to "any advertising campaign or proposed advertisement", "any advertising campaign, advertisement, or other promotional material", "all advertising and other promotional materials", "any advertisement or advertising campaign", and "any advertising campaign, proposed advertisement, or other promotional materials" for consistency throughout this part and with Part VI of this subtitle.

PART III. PROVIDERS.

10-419. "NET OPERATING EXPENSES" DEFINED.

IN THIS PART, "NET OPERATING EXPENSES" MEANS THE TOTAL OPERATING EXPENSES AT EACH FACILITY OF A PROVIDER, LESS DEPRECIATION, AMORTIZATION, UNUSUAL AND INFREQUENT EXPENSES, CHANGES IN THE OBLIGATION TO PROVIDE FUTURE SERVICES, AND CHANGES IN THE FAIR MARKET VALUE OF INTEREST RATE SWAP AGREEMENTS NOT INVOLVING AN EXCHANGE OF FUNDS.