

- (1) BE FILED IN A FORM SATISFACTORY TO THE DEPARTMENT; AND
- (2) INCLUDE AT LEAST THE FOLLOWING INFORMATION:

(I) A COPY OF THE PROPOSED CONTINUING CARE AT HOME AGREEMENT, WHICH SHALL INCLUDE THE FOLLOWING STATEMENT SET FORTH IN PRINT NO SMALLER THAN THE LARGEST TYPE USED IN THE BODY OF THE AGREEMENT:

"A CERTIFICATE OF REGISTRATION IS NOT AN ENDORSEMENT OR GUARANTEE OF THIS CONTINUING CARE AT HOME PROVIDER BY THE STATE OF MARYLAND. THE MARYLAND DEPARTMENT OF AGING URGES YOU TO CONSULT AN ATTORNEY AND A SUITABLE FINANCIAL ADVISOR BEFORE SIGNING ANY DOCUMENTS.";

(II) THE FORM AND SUBSTANCE OF ANY PROPOSED ADVERTISEMENTS, ADVERTISING CAMPAIGNS, OR OTHER PROMOTIONAL MATERIALS FOR THE PROGRAM THAT IS AVAILABLE AT THE TIME OF FILING THE APPLICATION AND THAT HAS NOT BEEN FILED PREVIOUSLY WITH THE DEPARTMENT; AND

(III) ANY OTHER INFORMATION THAT THE DEPARTMENT REQUIRES.

(C) ISSUANCE.

THE DEPARTMENT SHALL ISSUE A PRELIMINARY CERTIFICATE OF REGISTRATION TO A PROVIDER IF THE DEPARTMENT DETERMINES THAT:

(1) THE PROPOSED CONTINUING CARE AT HOME AGREEMENT IS SATISFACTORY;

(2) THE PROVIDER HAS SUBMITTED ALL PROPOSED ADVERTISEMENTS, ADVERTISING CAMPAIGNS, AND OTHER PROMOTIONAL MATERIALS FOR THE PROGRAM;

(3) THE FORM AND SUBSTANCE OF ALL ADVERTISEMENTS, ADVERTISING CAMPAIGNS, AND OTHER PROMOTIONAL MATERIALS SUBMITTED ARE NOT DECEPTIVE, MISLEADING, OR LIKELY TO MISLEAD;

(4) THE INFORMATION AND DOCUMENTS SUBMITTED WITH THE FEASIBILITY STUDY UNDER § 10-455 OF THIS SUBTITLE ARE CURRENT AND ACCURATE OR HAVE BEEN UPDATED TO MAKE THEM ACCURATE; AND

(5) THE PROVIDER HAS SUBMITTED ANY OTHER INFORMATION THAT THE DEPARTMENT REQUESTS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 70B, § 22A(h) and (i).

In subsections (b)(2)(i) and (c)(1) of this section, the references to the "proposed continuing care at home agreement" are substituted for the former references to the "agreement that is to be entered into between the provider and the subscriber for the provision of continuing care at home services" and the "agreement to be entered into between the provider and the subscriber" for brevity.