

~~19-1401.7.~~

~~(A) A LICENSEE SHALL REPORT SIGNIFICANT CHANGES IN THE NURSING HOME'S FINANCIAL CONDITION, INCLUDING CASH FLOW, OR ANY OTHER CIRCUMSTANCE THAT COULD ADVERSELY AFFECT THE NURSING HOME'S DELIVERY OF ESSENTIAL SERVICES, INCLUDING NURSING SERVICES, DIETARY SERVICES, AND UTILITIES, TO RESIDENTS OF THE NURSING HOME.~~

~~(B) THE SECRETARY MAY VERIFY THE FINANCIAL CONDITION OF A NURSING HOME IN ORDER TO IDENTIFY ANY RISK TO THE ABILITY OF THE NURSING HOME TO DELIVER ESSENTIAL SERVICES.~~

~~(C) A PERSON WHO KNOWINGLY FILES FALSE INFORMATION UNDER THIS SECTION SHALL BE SUBJECT TO CRIMINAL PROSECUTION.~~

(A) A LICENSEE SHALL REPORT TO THE SECRETARY OR THE SECRETARY'S DESIGNEE ANY SIGNIFICANT CHANGE IN THE FINANCIAL CONDITION OF THE NURSING HOME, INCLUDING CASH FLOW OR ANY OTHER CIRCUMSTANCES THAT COULD ADVERSELY AFFECT THE NURSING HOME'S DELIVERY OF ESSENTIAL SERVICES TO PATIENTS, INCLUDING NURSING SERVICES, DIETARY SERVICES, AND UTILITIES.

(D) (B) ANY EXCEPT AS PROVIDED BY SUBSECTION (C) OF THIS SECTION, ANY INFORMATION OBTAINED BY THE SECRETARY UNDER THIS SECTION IS CONFIDENTIAL AND MAY NOT BE DISCLOSED WITHOUT THE CONSENT OF THE LICENSEE.

(E) (C) THE PROVISIONS OF SUBSECTION (B) OF THIS SECTION DO NOT APPLY TO:

(1) THE HOLDER OF A LICENSE THAT HAS BEEN SUSPENDED OR REVOKED; OR

(2) THE USE OF INFORMATION IN:

(I) AN ADMINISTRATIVE PROCEEDING INITIATED BY THE DEPARTMENT; OR

(II) A JUDICIAL PROCEEDING.

~~19-1401.8.~~