

FOR the purpose of enabling the Secretary of Health and Mental Hygiene to continue for certain additional periods the restriction on new admissions that is placed on a related institution for certain deficiencies; and providing for a hearing for each continued admission restriction period.

BY repealing and reenacting, with amendments,

Article 43 - Health  
Section 560A(d)  
Annotated Code of Maryland  
(1971 Replacement Volume and 1979 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article 43 - Health

560A.

(d) (1) Unless the Secretary lifts the admissions restriction, within 30 days after the initial admissions restriction, a hearing shall be held to determine if sufficient steps have been taken to correct the deficiency.

(2) If the Secretary finds that the deficiency still exists, he may:

(I) CONTINUE TO RESTRICT NEW ADMISSIONS FOR NOT MORE THAN 3 CONSECUTIVE 30-DAY PERIODS. THE AGGRIEVED PARTY MAY REQUEST A HEARING FOR EACH CONTINUED ADMISSIONS RESTRICTION. A HEARING SHALL BE HELD WITHIN 7 DAYS AFTER THE REQUEST FOR HEARING IS MADE TO DETERMINE THE APPROPRIATENESS OF THE CONTINUED ADMISSIONS RESTRICTION; OR

and [(i)] (II) Revoke the facility's license;

[(ii)] (III) Remove any patients from the facility to an appropriate licensed facility.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1980.

Approved April 22, 1980.

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CHAPTER 252

(House Bill 1863)