

- provider;
- (i) 24-hour supervision and observation by a licensed care provider;
 - (ii) Medication administration;
 - (iii) Inhalation therapy;
 - (iv) Bladder and catheter management;
 - (v) Assistance with suctioning; [and] OR
 - (vi) Assistance with treatment of skin disorders and dressings.

[(7)] (8) "Home health care services" means those services defined in § 19-401 of this article and in 42 C.F.R. 440.70.

[(8)] (9) "Intermediate level of care", for purposes of paragraph [(10)(ii)] (11)(II) of this subsection, includes health related care and services provided to individuals who ~~do~~:

(A) ~~DO~~ not require hospital or a skilled level of nursing facility care but whose mental, physical, functional, or cognitive condition requires health services that:

~~[(i)] 1.~~ Are above the level of room and board;

~~[(ii)] 2.~~ Are provided ~~on a regular basis~~ AT LEAST 5 DAYS IN A 7-DAY PERIOD; and

~~[(iii)] 3.~~ Can be made available to the individuals through institutional facilities; ~~OR.~~

~~(H) MEET THE STANDARDS UNDER § 15-115.1 OF THIS SUBTITLE.~~

[(9)] (10) "Medically and functionally impaired" means an individual who is assessed by the Department to require services provided by a nursing facility as defined in this section, and who, but for the receipt of these services, would require admission to a nursing facility within 30 days.

[(10)] (11) (i) "Nursing facility" means a facility that provides skilled nursing care and related services, rehabilitation services, and health related care and services above the level of room and board needed on a regular basis in accordance with § 1919 of the federal Social Security Act.

(ii) "Nursing facility" includes a facility that provides services to individuals certified as requiring an intermediate level of care.

[(11)] (12) "Personal care services" means those services as defined in accordance with 42 C.F.R. 440.167 and in regulations adopted by the Department.

[(12)] (13) "Respite care services" has the meaning stated in regulations adopted by the Department and includes those services provided to individuals unable to care for themselves furnished on a short-term basis because of the absence or need for relief of those persons normally providing the care.