

certifies a need for a PUBLIC group home, the county or counties in a region fail to submit to the director a proposed site [and plans] for a PUBLIC group home on it consistent with the rules and regulations adopted pursuant to § [40] 19C of this subtitle, the county or counties shall be declared to be in default. The director, with the approval of the Secretary, for good cause shown, may extend the [nine] SIX-month period for not more than an additional [six] THREE months.

(d) Upon a determination of a county's default, the director, with the approval of the Secretary, within [six] THREE months and after holding a public hearing in the county, shall recommend a site for the PUBLIC group home for approval by the Board of Public Works. Upon approval of a site by the Board, the State may exercise the authority granted in subsection (b) of this section.

[42.] 19E.

[Group] PUBLIC GROUP homes that are acquired, constructed, or renovated by the State in accordance with § [41] 19D of this subtitle shall be operated by a nonpublic NCNPROFIT person, group, [or] agency, OR ORGANIZATION upon terms and conditions approved by the Secretary.

20.

(b) The director, with the approval of the Secretary, shall, from time to time, adopt rules and regulations for the [licensing] ESTABLISHMENT AND OPERATION, CERTIFICATION AND LICENSURE of such facilities toward the end that care and treatment of mentally retarded persons shall be provided in accordance with § 2 AND § 20A of this article PROVIDED, HOWEVER, THAT RULES AND REGULATIONS RELATING TO THE ESTABLISHMENT OR CERTIFICATE OF APPROVAL OF PRIVATE GROUP HCME SHALL INCLUDE AND CONFORM WITH THE FACTORS TO BE CONSIDERED UNDER §§20E AND 20C OF THIS ARTICLE. Licensing provided for in this subtitle shall be in addition to licensing required by any other laws of the State.

(d) Upon receipt of an application for licensing, the Administration shall promptly undertake an investigation of the applicant. If it finds that the applicant meets the requirements of its rules and regulations established under subsection (b) above, AND IN THE CASE OF A PRIVATE GROUP HCME, MEETS THE REQUIREMENTS OF § 20B OF THIS ARTICLE, it shall grant the license.

20A.

A PRIVATE GROUP HOME MAY NOT BE ESTABLISHED UNTIL LICENSED AS A PRIVATE FACILITY UNDER §20 OF THIS ARTICLE. A CERTIFICATE OF APPROVAL HAS BEEN OBTAINED FROM THE DIRECTOR EVERY APPLICATION FOR A CERTIFICATE OF APPROVAL OF A PRIVATE GROUP HCME LICENSE SHALL BE FILED WITH THE ADMINISTRATION, ON A FORM PRESCRIBED BY THE DIRECTOR, SWORN TO BY THE APPLICANT, AND SHALL CONTAIN THE FOLLOWING INFORMATION: