

(II) RENOVATE A BUILDING OR BUILD A GROUP HOME THAT MEETS THE REQUIREMENTS OF THE RULES AND REGULATIONS ADOPTED UNDER PART II OF THIS SUBTITLE.

(2) BEFORE ACQUIRING THE SITE, THE SECRETARY SHALL GIVE THE GOVERNING BODY FOR THE COUNTY WHERE THE SITE IS LOCATED AND THE COMMUNITY AROUND THE SITE NOTICE OF THE INTENTION OF THIS STATE TO ACQUIRE AND IMPROVE THE SITE.

(B) OPERATION.

THE SECRETARY MAY CONTRACT WITH A NONPUBLIC PERSON TO OPERATE A GROUP HOME THAT IS ACQUIRED UNDER THIS SECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 940 and § 939(b)(3), (4), and (5), the first and second sentences and the introductory clause of the third sentence of (b), and the second sentence of (d).

In subsection (a)(1) of this section, the reference to approval of a site "that has been chosen by a county or counties or, on default, by the Secretary" is new language added to clarify that State acquisition is authorized whether the county or State chooses the site.

In subsection (b) of this section, the former reference to a contract "on terms and conditions developed by the Department of Health and Mental Hygiene" is deleted as implicit in the authority to contract for these services.

Also in subsection (b) of this section, the former reference "group, or agency" is deleted as unnecessary in light of the use of the defined term "person".

Also in subsection (b) of this section, the former references to "constructed" and "renovated" are deleted as unnecessary in light of the broad reference to "acquired".

Former Article 43, § 939(b)(1) and (2), which required determinations of need and appropriateness, is deleted as unnecessary because this section becomes effective only after the requirements of § 19-607 of this subtitle are met.

Defined terms: "County" § 1-101
"Group home" § 19-604 "Secretary" § 1-101
"Person" § 1-101