

Subsection (d)(1) of this section is new language added to state expressly that the site recommended to the Board of Public Works must be suitable. This addition is based on former Article 59A, § 19D(b)(2), which enabled this State only to acquire a proposed site "appropriate for the purpose".

In subsection (a)(1) of this section, the reference to "a site that meets the requirements of the rules and regulations adopted under this subtitle" is substituted for "a suitable site", for clarity. This substitution is based on the second sentence of former Article 59A, § 19D(a), which required the Director to help a county choose a site "which will be consistent with rules and regulations adopted". Throughout the rest of this section, the phrase "suitable site" is used for brevity.

Also in subsection (a)(1) of this section, the former word "determines" is deleted as unnecessary, since the process for certifying a need includes a determination of need.

In subsections (c) and (d) of this section, the former references "with the approval of the Secretary" are deleted as unnecessary in light of § 7-203(a) of this title.

Defined terms: "County" § 1-101
 "Director" § 7-101 "Group home" § 7-101

7-321. STATE ACQUISITION AND CONSTRUCTION; OPERATION.

(A) IN GENERAL.

(1) IF THE BOARD OF PUBLIC WORKS APPROVES THE SITE THAT HAS BEEN CHOSEN BY A COUNTY OR COUNTIES OR, ON DEFAULT, BY THE DIRECTOR, THIS STATE:

(I) MAY ACQUIRE THE SITE BY LEASE, PURCHASE, CONDEMNATION, OR OTHERWISE; AND

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

(2) BEFORE ACQUIRING THE SITE, THE DIRECTOR 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.