

The second sentence of former Article 59, § 60, which required adoption of the rules and regulations "in accordance with the terms of the Administrative Procedure Act", is deleted as unnecessary, since that Act would apply in any event.

Defined terms: "Private group home" § 10-514
"Secretary" § 1-101 "Treatment" § 10-101

10-517. LICENSE REQUIRED.

A PERSON SHALL BE LICENSED BY THE SECRETARY BEFORE THE PERSON MAY ESTABLISH A LARGE PRIVATE GROUP HOME OR SMALL PRIVATE GROUP HOME.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 59, § 63(a) and rephrased in the standard language used to state affirmatively that a person must be licensed to establish a private group home.

The former, erroneous reference to obtaining "an application for a license" is deleted.

As to the substitution of "large private group home or small private group home" for the reference to a "private group home or a large private group home", see revisor's note to § 10-514(d) and (e) of this subtitle.

Defined terms:
"Large private group home" § 10-514
"License" § 10-514 "Secretary" § 1-101
"Person" § 1-101
"Small private group home" § 10-514

10-518. QUALIFICATIONS OF APPLICANTS.

(A) IN GENERAL.

TO QUALIFY FOR A LICENSE, AN APPLICANT SHALL SATISFY THE SECRETARY THAT THE PROPOSED PRIVATE GROUP HOME:

- (1) IS NEEDED;
- (2) IS COMPATIBLE WITH THE NATURE AND CHARACTER OF THE AREA INVOLVED;
- (3) IS NOT WITHIN 1,000 FEET OF ANOTHER PRIVATE GROUP HOME, A JAIL, A DETENTION CENTER, A CORRECTIONAL CAMP, OR A GROUP HOME FOR SPECIAL POPULATIONS, SUCH AS PAROLEES, MENTALLY RETARDED INDIVIDUALS, JUVENILES, ALCOHOLICS, OR DRUG ADDICTS;