

the General Assembly, that, in the rest of this subtitle, no reference is made to licensing. In particular, the General Assembly may wish to consider the absence of any penalty for failure to comply with the licensing requirements. See also the General Revisor's Note to this title.

In subsection (b)(4) of this section, the term "welfare" is substituted for "best interests", for clarity.

In subsection (c)(1) of this section, the requirement "shall buy" is substituted for the phrase "shall negotiate the purchase of", to clarify that mere negotiation is not sufficient and that a purchase is, in fact, authorized. The discretion inherent in the former reference to negotiation is retained in the reference to "necessary and essential" services.

In subsection (c)(2) of this section, the former words "but not be limited to" are deleted as unnecessary in light of the definition of "includes"/"including".

The only other changes are in style.

Defined terms:

"Day care center for adults" § 14-301

"Includes"/"including" § 1-101

"Medically handicapped adult" § 14-301

GENERAL REVISOR'S NOTE TO TITLE:

For the provisions dealing with family day care homes, see Article 88A, § 32A of the Code.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that there is no express provision authorizing the establishment of a license fee for a day care center for the elderly or a day care center for medically handicapped adults.

The Department provided, by rules and regulations, for a consolidated license that allows a center to serve elderly individuals or medically handicapped adults or both. While the Administration for Services to the Chronically Ill and Aging has general responsibility for developing licensing for the centers, the Division of Licensing and Certification licenses the centers associated with hospitals or nursing homes, and the county health departments license the rest.

Notwithstanding the absence of a provision authorizing a license fee, the Division of Licensing and Certification