

(F) THE DEPARTMENT MAY PARTICIPATE IN OR OBSERVE A SURVEY OR INSPECTION OF A HEALTH CARE FACILITY CONDUCTED BY AN APPROVED ACCREDITATION ORGANIZATION.

(F) (G) ON A DETERMINATION BY THE SECRETARY THAT AN APPROVED ACCREDITATION ORGANIZATION HAS FAILED TO MEET ITS OBLIGATIONS UNDER THIS SECTION, THE SECRETARY MAY WITHDRAW:

(1) THE APPROVAL FROM THE ACCREDITATION ORGANIZATION; AND

(2) THE DEEMED STATUS GIVEN TO A HEALTH CARE FACILITY BY THE ~~ACCREDITED~~ ACCREDITATION ORGANIZATION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2006.

Approved May 2, 2006.

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**CHAPTER 233**

**(Senate Bill 107)**

AN ACT concerning

**Education – Special Programs for Exceptional Children**

FOR the purpose of prohibiting the payment or reimbursement of the costs of certain services if a child is eligible for certain funding under regulations adopted by the State Department of Education; requiring a local school system to obtain certain funding approval for certain nonpublic tuition payments in accordance with regulations adopted by the Department; altering certain procedures for the appointment of parent surrogates; altering certain procedures for the resolution of certain disputes; requiring administrative due process hearing decisions to be based on certain criteria; requiring expedited administrative due process hearings under certain conditions within a certain time period; requiring public agencies to pay the special education expenses at private and nonpublic schools under certain conditions; repealing certain obsolete references; altering certain definitions; defining certain terms; providing for the repeal of laws inconsistent with this Act; and generally relating to the provision of special education and related services to children with disabilities.

BY repealing and reenacting, with amendments,

Article – Education

Section 8-401(a), 8-406(d)(2) and (f), 8-408(a)(4), 8-410(b)(2), 8-412, 8-413, 8-416(c), and 8-417(b) and (c)

Annotated Code of Maryland

(2004 Replacement Volume and 2005 Supplement)

BY repealing and reenacting, without amendments,