

(2) IN THE CASE OF AN ELIGIBLE CHILD WHO HAS SPECIAL CIRCUMSTANCES THAT EXISTED BEFORE THE ADOPTION BUT WERE NOT DETECTED UNTIL AFTER THE ADOPTION, THE AGREEMENT SHALL BE MADE PROMPTLY AFTER THE LOCAL DEPARTMENT APPROVES THE APPLICATION FOR A SUBSIDY.

(B) COMMENCEMENT OF SUBSIDY.

A SUBSIDY MAY COMMENCE EITHER AT THE TIME OF THE PLACEMENT FOR ADOPTION OR AT AN APPROPRIATE TIME AFTER THE PASSAGE OF THE ADOPTION DECREE.

(C) NATURE, AMOUNT, AND DURATION OF SUBSIDY.

(1) THE NATURE, AMOUNT, AND DURATION OF THE SUBSIDY SHALL BE DETERMINED BY:

(I) THE NEEDS OF THE ELIGIBLE CHILD BECAUSE OF THE ELIGIBLE CHILD'S SPECIAL CIRCUMSTANCES; AND

(II) THE AVAILABILITY OF OTHER RESOURCES TO MEET THE ELIGIBLE CHILD'S NEEDS.

(2) THE SUBSIDY MAY BE FOR A LIMITED OR A LONG PERIOD OF TIME.

(3) THE SUBSIDY SHALL BE IN AN AMOUNT THAT IS NOT MORE THAN:

(I) THE ALLOWABLE AMOUNT FOR A CHILD UNDER FOSTER FAMILY CARE; OR

(II) IF THE SUBSIDY IS FOR A SPECIAL SERVICE, A REASONABLE FEE FOR THAT SERVICE.

(D) ANNUAL REAPPLICATION AND REAPPROVAL.

(1) IF, UNDER A SUBSIDY AGREEMENT, THE SUBSIDY DOES NOT TERMINATE IN THE FIRST YEAR AFTER THE FINAL DECREE OF ADOPTION IS PASSED, THE SUBSIDY IS SUBJECT TO ANNUAL REAPPLICATION, REEVALUATION, AND REAPPROVAL BY THE LOCAL DEPARTMENT.

(2) A SUBSIDY AGREEMENT SHALL INCLUDE A NOTICE OF THE ANNUAL REAPPLICATION REQUIREMENT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 16, § 88E(a), (b), (d), and the first, second, and fourth sentences of (c).

In subsection (d)(1) of this section, the language "final decree of adoption" is substituted for the former language "legal consummation of the adoption", for clarity.