

Defined terms: "Administration" § 5-501
"Foster care" § 5-501 "Local department" § 5-501

5-509. LICENSE FOR CHILD CARE INSTITUTION.

(A) LICENSE REQUIRED.

EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, A PERSON SHALL BE LICENSED BY THE ADMINISTRATION AS A CHILD CARE INSTITUTION BEFORE THE PERSON MAY OPERATE AN INSTITUTION FOR THE CARE, CUSTODY, OR CONTROL OF A MINOR CHILD.

(B) EXCEPTIONS.

THIS SECTION DOES NOT APPLY:

(1) TO AN INSTITUTION OR FACILITY THAT IS OPERATED BY AN AGENCY OF THIS STATE OR ANY POLITICAL SUBDIVISION OF THIS STATE;

(2) TO A CHILD CARE HOME THAT HAS A LICENSE UNDER THIS SUBTITLE OR UNDER § 6-123 OF THE HEALTH - GENERAL ARTICLE; OR

(3) TO AN INSTITUTION THAT ACCEPTS ONLY CHILDREN PLACED BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE OR THE JUVENILE SERVICES ADMINISTRATION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 88A, § 20B.

In subsection (a) of this section, the defined term "Administration" is substituted for the former reference to the "State Department of Human Resources". In practice, the Administration is the agency within the Department to which the licensing authority is delegated.

Also in subsection (a) of this section, the former references to "the Department of Health and Mental Hygiene" and "the State Juvenile Services Administration" are deleted as duplicative of the licensing provisions of HG § 6-124.

In subsection (b)(2) of this section, the reference to "a license under ... § 6-123 of the Health - General Article" is new language added for clarity and consistency with the comparable provision in HG § 6-124.

Defined terms: "Administration" § 5-501
"License" § 5-501