

(2) BEFORE ACQUIRING THE SITE, THE SECRETARY SHALL GIVE THE GOVERNING BODY FOR THE COUNTY WHERE THE SITE IS LOCATED AND THE COMMUNITY AROUND THE SITE NOTICE OF THE INTENTION OF THIS STATE TO ACQUIRE AND IMPROVE THE SITE.

(B) EACH PUBLIC GROUP HOME THAT IS ACQUIRED UNDER THIS SECTION SHALL BE OPERATED BY:

(1) A PRIVATE, NONPROFIT PERSON, ON TERMS AND CONDITIONS AS THE SECRETARY APPROVES; OR

(2) THIS STATE AS A PROVIDER OF LAST RESORT ON AN INTERIM BASIS UNTIL A SUITABLE PRIVATE OPERATOR CAN BE FOUND.

PART III. PRIVATE GROUP HOMES.

7-607.

THE SECRETARY SHALL ADOPT RULES AND REGULATIONS FOR ISSUING CERTIFICATES OF APPROVAL FOR PRIVATE GROUP HOMES.

7-608.

IN ADDITION TO HOLDING A LICENSE REQUIRED BY ~~§ 7-901 OF THIS TITLE~~ UNDER SUBTITLE 9 OF THIS TITLE OR ANY OTHER LICENSE REQUIRED BY LAW, A PERSON SHALL OBTAIN A CERTIFICATE OF APPROVAL FROM THE SECRETARY BEFORE THE PERSON MAY ESTABLISH A PRIVATE GROUP HOME.

7-609.

TO QUALIFY FOR A CERTIFICATE OF APPROVAL, AN APPLICANT SHALL SATISFY THE SECRETARY THAT:

(1) THE PROPOSED PRIVATE GROUP HOME IS CONSISTENT WITH THE STATE PLAN;

(2) THE APPLICANT IS A PROPER PERSON TO RECEIVE A CERTIFICATE OF APPROVAL;

(3) THE PROPOSED PRIVATE GROUP HOME IS APPROPRIATE FOR THE STATED PURPOSE;

(4) THE PROPOSED PRIVATE GROUP HOME MEETS OR, ON COMPLETION, WILL MEET THE LICENSING REQUIREMENTS OF SUBTITLE 9 OF THIS TITLE;

(5) THE PROPOSED PRIVATE GROUP HOME MEETS OR, ON COMPLETION, WILL MEET ALL OF THE GENERAL ZONING REQUIREMENTS THAT APPLY TO THE SITE AND THAT RELATE TO:

(I) THE HEIGHT AND SIZE OF ANY BUILDINGS THAT ARE INVOLVED;

(II) THE LAND THAT MAY BE COVERED OR OCCUPIED;