

ATTRIBUTABLE TO THE OPERATION OF FAMILY DAY CARE HOMES IN THE HOMEOWNERS ASSOCIATION; AND

(3) IMPOSES A FEE FOR USE OF COMMON AREAS IN A REASONABLE AMOUNT NOT TO EXCEED \$50 PER YEAR ON EACH FAMILY DAY CARE HOME WHICH IS REGISTERED AND OPERATING IN THE HOMEOWNERS ASSOCIATION.

~~(G)--A-HOMEOWNERS-ASSOCIATION-MAY-NOT-~~

~~(1)--DISCRIMINATE-AGAINST-A-RESIDENCE-USED-AS-A-FAMILY DAY-CARE-HOME-IN-THE-ENFORCEMENT-OF-THE--RECORDED--COVENANTS--AND RESTRICTIONS,--BYLAWS,--RULES,--OR-DECLARATION-OF-THE-ASSOCIATION, OR~~

~~(2)--ARBITRARILY----PROHIBIT----OR----RESTRICT-----THE ESTABLISHMENT-AND-OPERATION-OF-A-FAMILY-DAY-CARE-HOME-~~

(F) IF THE HOMEOWNERS ASSOCIATION REGULATES THE NUMBER OR PERCENTAGE OF FAMILY DAY CARE HOMES UNDER SUBSECTION (E)(1) OF THIS SECTION, IN ORDER TO ASSURE COMPLIANCE WITH THIS REGULATION, THE HOMEOWNERS ASSOCIATION MAY REQUIRE RESIDENTS TO NOTIFY THE HOMEOWNERS ASSOCIATION BEFORE OPENING A FAMILY DAY CARE HOME.

~~(H) (G) (1) A DAY CARE PROVIDER IN A HOMEOWNERS ASSOCIATION:~~

~~(1) (I) SHALL OBTAIN THE LIABILITY INSURANCE DESCRIBED UNDER ARTICLE 48A, § 481D OF THE CODE IN AT LEAST THE MINIMUM AMOUNT DESCRIBED UNDER THAT STATUTE; AND~~

~~(2) (II) MAY NOT OPERATE WITHOUT THE LIABILITY INSURANCE DESCRIBED UNDER PARAGRAPH-(1)-OF-THIS-SUBSECTION ITEM (I) OF THIS PARAGRAPH.~~

(2) A HOMEOWNERS ASSOCIATION MAY NOT REQUIRE A DAY CARE PROVIDER TO OBTAIN INSURANCE IN AN AMOUNT GREATER THAN THE MINIMUM AMOUNT REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1989.

Approved May 19, 1989.
