

THE SECRETARY HAS CERTIFIED THE NEED FOR A CENTER UNDER § 11-306(C) OF THIS SUBTITLE, THE SECRETARY SHALL DECLARE THE COUNTY OR COUNTIES IN DEFAULT.

(2) FOR GOOD CAUSE SHOWN, THE SECRETARY MAY EXTEND THE TIME ALLOWED UNDER PARAGRAPH (1) OF THIS SUBSECTION FOR NOT MORE THAN 6 MONTHS.

(F) SELECTION AND ACQUISITION UPON DEFAULT.

(1) SUBJECT TO PARAGRAPHS (2) AND (3) OF THIS SUBSECTION, IF THE SECRETARY DECLARES A COUNTY OR COUNTIES IN A REGION IN DEFAULT UNDER SUBSECTION (E) OF THIS SECTION, THE SECRETARY SHALL RECOMMEND A SITE FOR A CENTER OR A REGIONAL CENTER TO THE BOARD OF PUBLIC WORKS.

(2) THE SECRETARY MAY RECOMMEND TO THE BOARD OF PUBLIC WORKS A SITE FOR A REGIONAL CENTER IN LIEU OF A CENTER THAT SERVES A SINGLE COUNTY.

(3) THE SECRETARY SHALL MAKE A RECOMMENDATION FOR A SITE:

(I) WITHIN 6 MONTHS OF A DEFAULT; AND

(II) AFTER HOLDING A PUBLIC HEARING IN THE COUNTY IN WHICH THE SITE IS PROPOSED.

(4) IF THE BOARD OF PUBLIC WORKS APPROVES A SITE, THE STATE MAY EXERCISE THE AUTHORITY GRANTED TO COUNTIES UNDER SUBSECTION (B) OF THIS SECTION.

(G) MAXIMUM CAPACITY.

A CENTER MAY NOT BE ESTABLISHED OR EXPANDED BEYOND A CAPACITY OF 108 BEDS WITHOUT THE APPROVAL OF THE SECRETARY AND:

(1) FOR A SINGLE COUNTY CENTER, THE COUNTY IN WHICH THE CENTER IS LOCATED OR IS TO BE LOCATED; OR

(2) FOR A REGIONAL CENTER, THE COUNTIES IN THE REGION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 710.

In subsection (a)(1) of this section, the reference to "initiat[ing]" procedures is substituted for the former, archaic reference to "inaugurat[ing]" procedures, for clarity.

Also in subsection (a)(1) of this section, the former reference to a center "in a county or multicounty region" is deleted as surplusage in light of the reference to a "center or regional center".

In subsection (a)(3) of this section, the reference to the county in which "a site" is proposed is substituted for the former reference to the county in which "one or more sites" are proposed in light of Art. 1, § 8 of the Code,