

SECTION 12. AND BE IT FURTHER ENACTED, That any residential treatment center that is provided for in the State Health Plan and that is located on the grounds of the Charles H. Hickey, Jr. School shall be excluded from the educational program provisions of this Act.

SECTION 13. AND BE IT FURTHER ENACTED, That, by July 15, 2003, the Department of Juvenile Services and the State Department of Education shall develop a schedule for implementation of the educational program for the Charles H. Hickey, Jr. School December 1, 2003, the Department of Juvenile Services and the State Department of Education shall develop a schedule for implementation of the educational program for the Charles H. Hickey, Jr. School, which shall include a model for testing the students affected by the provisions of this Act consistent with the federal No Child Left Behind Act of 2001, including measuring the student's ability to:

- (1) maintain and improve educational achievement in core subject areas;
- (2) accrue course credits that qualify as State requirements for graduation; and
- (3) make the transition to a regular program or other educational program operated by a Maryland school system.

SECTION 14. AND BE IT FURTHER ENACTED, That the State Department of Education shall report to the General Assembly on or before December 31, 2003, in accordance with § 2-1246 of the State Government Article, on the schedule for implementation and the model for testing described in Section 13 of this Act.

SECTION 8. ~~14.~~ 15. AND BE IT FURTHER ENACTED, That the State Department of Education shall develop and fully implement the educational program for the Charles H. Hickey, Jr. School by ~~December 31, 2003~~ July 1, 2004.

SECTION ~~15.~~ 16. AND BE IT FURTHER ENACTED, That, notwithstanding the standards set forth in § 13-108 of the State Finance and Procurement Article or in any regulations adopted to implement that section, a procurement necessary to have the educational program at the Charles H. Hickey, Jr. School fully operational by ~~December 31, 2003~~ July 1, 2004, shall constitute an emergency for purposes of authorizing an emergency procurement.

SECTION 9. ~~16.~~ 17. AND BE IT FURTHER ENACTED, That Section 3 7 of this Act shall take effect on the taking effect of the termination provision specified in Section 3 of Chapter 282 of the Acts of the General Assembly of 2002. If that termination provision takes effect, §§ 15, 17, and 20.1 of Article 49D – Office for Children, Youth, and Families as enacted by Section 2 of this Act shall be abrogated and of no further force and effect. This Act may not be interpreted to have any effect on that termination provision.

SECTION ~~10.~~ ~~17.~~ 18. AND BE IT FURTHER ENACTED, That Section 4 8 of this Act shall take effect on the taking effect of the contingency specified in Section 2 of Chapter 347 of the Acts of the General Assembly of 1995 and Section 2 of Chapter