

LICENSING AGENCY, TO ADDRESS HOW THE CORPORATION WILL ENSURE THE HEALTH AND SAFETY OF THE INDIVIDUALS SERVED BY THE RESIDENTIAL CHILD CARE PROGRAM AND THE QUALITY OF SERVICES PROVIDED TO INDIVIDUALS BY THE RESIDENTIAL CHILD CARE PROGRAM.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 49D, § 6-101(c).

In the introductory language of this section, the General Assembly may wish to clarify whether a corporation must demonstrate the capability to both provide for "and" arrange for the provision of services or demonstrate the capability to either provide for "or" arrange for the provision of services.

In subsection (a)(3) of this section, the reference to licensing reports concerning "the corporation" is added to correct an obvious omission and for consistency with § 8-711 of this subtitle.

Also in subsection (a)(3) of this section, the word "concerning" is substituted for the former word "from" for clarity and accuracy.

Defined terms: "Licensing agency" § 8-801

"Office" § 8-101

"Residential child care program" § 8-101

8-805. BOARD OF DIRECTORS; CHIEF FINANCIAL OFFICER.

(A) MINIMUM SIZE OF BOARD; QUALIFICATIONS OF MEMBERS.

(1) A CORPORATION SHALL HAVE A BOARD OF DIRECTORS THAT CONSISTS OF AT LEAST FIVE INDIVIDUALS WITH AN INTEREST IN OR KNOWLEDGE OF THE NEEDS OF CHILDREN AND THEIR FAMILIES.

(2) OF THE MEMBERS OF THE BOARD OF DIRECTORS:

(I) AT LEAST ONE SHALL BE A RESIDENT OF THE STATE;

(II) AT LEAST ONE SHALL HAVE DEMONSTRATED EXPERIENCE IN OR KNOWLEDGE OF THE FIELD OF HUMAN SERVICES; AND

(III) AT LEAST ONE SHALL HAVE DEMONSTRATED KNOWLEDGE IN THE FIELDS OF ACCOUNTING, BUSINESS, OR FINANCIAL MANAGEMENT.

(3) (I) AN EMPLOYEE, OR AN IMMEDIATE FAMILY MEMBER OF AN EMPLOYEE, OF A CORPORATION OR RESIDENTIAL CHILD CARE PROGRAM MAY NOT SERVE ON THE CORPORATION'S BOARD OF DIRECTORS.

(II) A PERSON WHO IS COMPENSATED BY A CORPORATION FOR PROVIDING GOODS OR SERVICES MAY NOT SERVE ON THE CORPORATION'S BOARD OF DIRECTORS.

(B) CHIEF FINANCIAL OFFICER.

A CORPORATION SHALL HAVE A CHIEF FINANCIAL OFFICER.