

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

Defined term: "Residential child care program" § 8-101

8-806. BYLAWS.

A CORPORATION SHALL ADOPT WRITTEN BYLAWS THAT REQUIRE THE CORPORATION'S BOARD OF DIRECTORS TO BE RESPONSIBLE FOR:

(1) OVERSEEING THE MANAGEMENT AND OPERATION OF THE RESIDENTIAL CHILD CARE PROGRAM OPERATED BY THE CORPORATION;

(2) ENSURING THAT THE RESIDENTIAL CHILD CARE PROGRAM OPERATES IN COMPLIANCE WITH ALL APPLICABLE LAWS AND REGULATIONS;

(3) APPROVING THE RESIDENTIAL CHILD CARE PROGRAM'S MISSION STATEMENT, LONG-TERM GOALS, POLICIES, PROCEDURES, AND ANNUAL BUDGET;

(4) DEFINING AND PROHIBITING CIRCUMSTANCES THAT WOULD CREATE A FINANCIAL OR PERSONAL CONFLICT OF INTEREST FOR MEMBERS OF THE BOARD OF DIRECTORS, CORPORATE OFFICERS, EMPLOYEES, AGENTS, ASSIGNS, AND VOLUNTEERS;

(5) ENSURING THAT THE RESIDENTIAL CHILD CARE PROGRAM RESPONDS TO ALL REQUESTS FROM THE LICENSING AGENCY IN A TIMELY MANNER;

(6) APPROVING THE RESIDENTIAL CHILD CARE PROGRAM'S SERVICE PLAN AND ENSURING THAT SERVICES ARE PROVIDED IN ACCORDANCE WITH THE PLAN;

(7) IF THE CORPORATION IS A NONPROFIT CORPORATION, REVIEWING ANNUALLY WHETHER THE CORPORATION IS SATISFYING ITS CHARITABLE MISSION;

(8) ENSURING THAT THE CORPORATION HAS LIABILITY INSURANCE;

(9) REQUIRING THAT MEMBERS OF THE BOARD OF DIRECTORS HAVE TRAINING IN THEIR RESPONSIBILITIES REGARDING THE GOVERNANCE OF THE RESIDENTIAL CHILD CARE PROGRAM; AND

(10) ESTABLISHING COMMITTEES OR MEMBER ASSIGNMENTS TO PERIODICALLY REVIEW AS WARRANTED, BUT NOT LESS THAN ANNUALLY:

(I) COMPENSATION OF OFFICERS AND STAFF OF THE CORPORATION AND THE RESIDENTIAL CHILD CARE PROGRAM;

(II) QUALITY OF SERVICES PROVIDED TO CLIENTS, INCLUDING ALL INCIDENTS HARMING OR POTENTIALLY HARMING CLIENTS;

(III) FINANCIAL PROBLEMS AND CONCERNS RELATING TO THE RESIDENTIAL CHILD CARE PROGRAM;

(IV) PERFORMANCE OF KEY STAFF;