

7-109.

(a) If the program and public school facility comply with the rules and regulations of the Department of [Health and Mental Hygiene] HUMAN RESOURCES that govern group day care centers, each county board:

(1) Shall give priority to nonprofit day care programs for use of public school facilities before and after school hours; [and]

(2) May make space available during school hours; AND

(3) MAY LEASE ANY PART OF PUBLIC SCHOOL PROPERTY FOR THE CONSTRUCTION OR OPERATION OF A DAY CARE CENTER IF:

(I) THE COUNTY BOARD DETERMINES THAT THE PROPERTY WILL NOT BE NEEDED FOR PUBLIC SCHOOL USE DURING THE TERM OF THE LEASE; AND

(II) THE TERM OF THE LEASE IS NOT GREATER THAN 20 YEARS.

(b) Each county board shall adopt rules and regulations for implementing this program that are consistent with the rules and regulations of the Department of [Health and Mental Hygiene] HUMAN RESOURCES that govern group day care centers.

(c) Any additional costs incurred in the administration or support of these day care services shall be paid by the sponsoring organizations in accordance with an annual agreement with the county board that made the facilities available.

SECTION 2. AND BE IT FURTHER ENACTED, That notwithstanding any other provision of law, a lease entered into before the effective date of this Act by a county board of education for the construction or operation of a day care center shall be deemed authorized under this Act.

SECTION 2. 3. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health and safety, has been passed by a ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.

May 24, 1991

The Honorable Thomas V. Mike Miller
President of the Senate
State House
Annapolis, Maryland 21401

Dear Mr. President:

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed Senate Bill 823.