

~~(B) THE SECRETARY MAY NOT ISSUE A LICENSE TO AN APPLICANT UNLESS THE APPLICANT SUBMITS PROOF OF THE INSURANCE REQUIRED IN SUBSECTION (A) OF THIS SECTION.~~

~~(C) IF THE INSURANCE REQUIRED FOR A PRIVATE HOME DETENTION MONITORING AGENCY UNDER THIS SECTION IS CANCELED, FORFEITED, OR OTHERWISE TERMINATED, BOTH THE PRIVATE HOME DETENTION MONITORING AGENCY AND THE INSURER SHALL NOTIFY THE SECRETARY.~~

(A) THE SECRETARY MAY ADOPT REGULATIONS REQUIRING A PRIVATE HOME DETENTION MONITORING AGENCY TO MAINTAIN A SPECIFIC MINIMUM AMOUNT OF GENERAL LIABILITY INSURANCE.

(B) IF THE SECRETARY ADOPTS REGULATIONS UNDER SUBSECTION (A) OF THIS SECTION, A PRIVATE HOME DETENTION MONITORING AGENCY SHALL:

(1) SUBMIT PROOF OF THE INSURANCE TO THE SECRETARY; AND

(2) NOTIFY THE SECRETARY IF THE INSURANCE IS CANCELED, FORFEITED, OR OTHERWISE TERMINATED.

(C) IF THE SECRETARY ADOPTS REGULATIONS UNDER SUBSECTION (A) OF THIS SECTION, THE SECRETARY MAY NOT ISSUE A LICENSE TO AN APPLICANT UNLESS THE APPLICANT SUBMITS PROOF OF THE INSURANCE REQUIRED BY REGULATION.

SUBTITLE ~~6~~. 7. PROHIBITED ACTS; PENALTIES.

~~20-601.~~ 20-701.

(A) A PERSON MAY NOT OPERATE A PRIVATE HOME DETENTION MONITORING AGENCY IN THE STATE UNLESS THE SECRETARY HAS ISSUED A LICENSE TO THE PERSON.

(B) A PERSON WHO WILLFULLY AND KNOWINGLY VIOLATES THIS TITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$5,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.

SECTION 2. AND BE IT FURTHER ENACTED, That a person operating a private home detention monitoring agency on the effective date of this Act shall register with the Secretary of Public Safety and Correctional Services prior to August 1, 1998. A person so registered shall be granted a waiver from the licensing requirements of this Act until June 30, 1999.

SECTION 3. AND BE IT FURTHER ENACTED, That the Department of Public Safety and Correctional Services shall report to the Governor and the General Assembly on or before July 1, 2000, in accordance with § 2-1246 of the State Government Article, on the cost of administering the provisions of this Act.

SECTION ~~2~~ 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1998.

Approved May 12, 1998.