

# SENATE BILL 937

O4, J2

71r3278  
CF HB 1177

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By: **Senator Kelley**

Introduced and read first time: February 26, 2007

Assigned to: Rules

Re-referred to: Education, Health, and Environmental Affairs, March 2, 2007

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 27, 2007

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **State Board for Certification of Residential Child Care Program**  
3 **Administrators – Fees**

4 FOR the purpose of repealing the State Board for Certification of Residential Child  
5 Care Program Administrators Fund; requiring the Board to pay certain money  
6 collected by the Board into the General Fund of the State; and generally  
7 relating to fees and the State Board for Certification of Residential Child Care  
8 Program Administrators.

9 BY repealing and reenacting, with amendments,  
10 Article – Health Occupations  
11 Section 20–206  
12 Annotated Code of Maryland  
13 (2005 Replacement Volume and 2006 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article – Health Occupations**

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**EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 20–206.

2 (a) [There is a State Board for Certification of Residential Child Care  
3 Program Administrators Fund.

4 (b) (1)] The Board may set reasonable fees for the issuance and renewal of  
5 certificates and its other services.

6 [(2) The fees charged shall be set to produce funds so as to approximate  
7 the cost of maintaining the Board.

8 (3) The funds to cover the expenses of the Board members shall be  
9 generated by fees set under this section.

10 (c) (1) The Board shall pay all fees collected under this title to the  
11 Comptroller of the State.

12 (2) The Comptroller shall distribute the fees to the Fund.

13 (d) (1) The Fund shall be used to cover the actual documented direct and  
14 indirect costs of fulfilling the statutory and regulatory duties of the Board as provided  
15 by the provisions of this title.

16 (2) The Fund is a continuing, nonlapsing fund, not subject to § 7–302  
17 of the State Finance and Procurement Article.

18 (3) Any unspent portions of the Fund may not be transferred or revert  
19 to the General Fund of the State, but shall remain in the Fund to be used for the  
20 purposes specified in this title.

21 (4) Except as otherwise expressly provided by law, no other State  
22 money may be used to support the Fund.

23 (e) (1) A designee of the Board shall administer the Fund.

24 (2) Moneys in the Fund may be expended only for any lawful purpose  
25 authorized under the provisions of this title.

26 (f) The Legislative Auditor shall audit the accounts and transactions of the  
27 Fund as provided in § 2–1220 of the State Government Article.]

1           **(B) THE BOARD SHALL PAY ALL MONEY COLLECTED UNDER THIS TITLE**  
2 **INTO THE GENERAL FUND OF THE STATE.**

3           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
4 July 1, 2007.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.