

# SENATE BILL 94

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CF HB 72

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By: **The President (By Request – Department of Legislative Services)**

Introduced and read first time: January 16, 2012

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **State Board for Certification of Residential Child Care Program**  
3 **Professionals – Sunset Extension and Program Evaluation**

4 FOR the purpose of continuing the State Board for Certification of Residential Child  
5 Care Program Professionals in accordance with the provisions of the Maryland  
6 Program Evaluation Act (sunset law) by extending to a certain date the  
7 termination provisions relating to the statutory and regulatory authority of the  
8 Board; requiring that an evaluation of the Board and the statutes and  
9 regulations that relate to the Board be performed on or before a certain date;  
10 requiring the Board to submit certain reports that address certain issues to  
11 certain committees of the General Assembly on or before certain dates; and  
12 generally relating to the State Board for Certification of Residential Child Care  
13 Program Professionals.

14 BY repealing and reenacting, with amendments,  
15 Article – Health Occupations  
16 Section 20–502  
17 Annotated Code of Maryland  
18 (2009 Replacement Volume and 2011 Supplement)

19 BY repealing and reenacting, without amendments,  
20 Article – State Government  
21 Section 8–403(a)  
22 Annotated Code of Maryland  
23 (2009 Replacement Volume and 2011 Supplement)

24 BY repealing and reenacting, with amendments,  
25 Article – State Government  
26 Section 8–403(b)(61)  
27 Annotated Code of Maryland  
28 (2009 Replacement Volume and 2011 Supplement)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 **Article – Health Occupations**

4 20–502.

5 Subject to the evaluation and reestablishment provisions of the Program  
6 Evaluation Act, this title and all regulations adopted under this title shall terminate  
7 and be of no effect after July 1, [2014] **2024**.

8 **Article – State Government**

9 8–403.

10 (a) On or before December 15 of the 2nd year before the evaluation date of a  
11 governmental activity or unit, the Legislative Policy Committee, based on a  
12 preliminary evaluation, may waive as unnecessary the evaluation required under this  
13 section.

14 (b) Except as otherwise provided in subsection (a) of this section, on or before  
15 the evaluation date for the following governmental activities or units, an evaluation  
16 shall be made of the following governmental activities or units and the statutes and  
17 regulations that relate to the governmental activities or units:

18 (61) Residential Child Care Program Professionals, State Board for  
19 Certification of (§ 20–202 of the Health Occupations Article: July 1, [2013] **2023**);

20 SECTION 2. AND BE IT FURTHER ENACTED, That:

21 (a) Beginning on or before October 1, 2013, and annually thereafter until the  
22 certification of residential child and youth care practitioners has been implemented for  
23 a full biennial certification cycle, the State Board for Certification of Residential Child  
24 Care Program Professionals shall submit a report to the Senate Education, Health,  
25 and Environmental Affairs Committee and the House Health and Government  
26 Operations Committee in accordance with § 2–1246 of the State Government Article.

27 (b) Each report required under subsection (a) of this section shall update  
28 both committees on the Board’s progress in implementing the certification of  
29 residential child and youth care practitioners.

30 (c) The Board’s final report, to be submitted to both committees within 90  
31 days after residential child and youth care practitioners have been certified for a full  
32 biennial certification cycle, shall address:

1           (1)     the need, if any, for changes to Board membership based on the  
2     number of residential child and youth care practitioners certified by the Board; and

3           (2)     the outlook for the Board to become self-supporting (special  
4     funded) in the future based on:

5                     (i)     the number of residential child and youth care practitioners  
6     certified by the Board;

7                     (ii)    the number of full-time equivalent or contractual personnel  
8     hired by the Board; and

9                     (iii)   the Board's actual and projected revenues and expenditures.

10           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
11     July 1, 2012.