

# HOUSE BILL 679

E3

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By: **Delegate Walker**

Introduced and read first time: February 1, 2013

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Juvenile Services – Group Homes and Institutions – Notice Requirement**

3 FOR the purpose of requiring the Department of Juvenile Services to provide a certain  
4 notice to a certain law enforcement agency before contracting for or authorizing  
5 the creation of a certain group home or institution; requiring that certain  
6 information be included in a certain notice; and generally relating to group  
7 homes and institutions for juveniles.

8 BY repealing and reenacting, with amendments,  
9 Article – Human Services  
10 Section 9–231  
11 Annotated Code of Maryland  
12 (2007 Volume and 2012 Supplement)

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

15 **Article – Human Services**

16 9–231.

17 (a) The Department may place children in group homes and institutions  
18 operated by nonprofit or for-profit entities to provide for their care, diagnosis,  
19 training, education, and rehabilitation.

20 (b) (1) The Department shall reimburse the entities described in  
21 subsection (a) of this section for the cost of the services at appropriate monthly rates  
22 that the Department determines, as provided in the State budget.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (2)    The Department may establish different reimbursement rates for  
2 homes and institutions that provide intermediate services and homes and institutions  
3 that provide full services.

4           (c)    The Department may not place a child in a group home or other  
5 residential facility that is not operating in compliance with applicable State licensing  
6 laws.

7           **(D) (1) BEFORE THE DEPARTMENT MAY CONTRACT FOR, OR**  
8 **AUTHORIZE THE CREATION OF, A GROUP HOME OR AN INSTITUTION OPERATED**  
9 **BY A NONPROFIT OR FOR-PROFIT ENTITY, THE DEPARTMENT SHALL SEND, BY**  
10 **CERTIFIED MAIL, NOTIFICATION OF THE DEPARTMENT'S INTENT TO ESTABLISH**  
11 **A FACILITY TO THE HEAD OF THE LAW ENFORCEMENT AGENCY WITH PRIMARY**  
12 **JURISDICTION OVER THE POLITICAL SUBDIVISION IN WHICH THE FACILITY IS**  
13 **LOCATED.**

14           **(2) THE NOTIFICATION SHALL INCLUDE:**

15                   **(I) THE NEED FOR THE GROUP HOME OR INSTITUTION;**

16                   **(II) THE NAME AND ADDRESS OF THE OPERATOR OF THE**  
17 **GROUP HOME OR INSTITUTION;**

18                   **(III) THE STREET ADDRESS OF THE PROPERTY WHERE THE**  
19 **GROUP HOME OR INSTITUTION IS TO BE LOCATED OR, IF NO ADDRESS, A**  
20 **DESCRIPTION THAT IDENTIFIES THE PROPERTY;**

21                   **(IV) IF THE OPERATOR DOES NOT OWN THE PROPERTY, THE**  
22 **NAME OF THE OWNER;**

23                   **(V) THE CHARACTERISTICS OF THE POPULATION TO BE**  
24 **SERVED AND THE NUMBER OF RESIDENTS TO BE SERVED; AND**

25                   **(VI) ANY OTHER INFORMATION RELEVANT TO THE**  
26 **OPERATION OF THE GROUP HOME OR INSTITUTION.**

27           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
28 October 1, 2013.