

HUMAN SERVICES
TITLE 8. CHILDREN, YOUTH, AND FAMILIES
SUBTITLE 8. RESIDENTIAL CHILD CARE PROGRAMS -- CORPORATE
RESPONSIBILITY AND GOVERNANCE

Md. Human Services Code Ann. § 8-806 (2014)

§ 8-806. Bylaws

A corporation shall adopt written bylaws that require the corporation's board of directors to be responsible for:

- (1) overseeing the management and operation of the residential child care program operated by the corporation;
- (2) ensuring that the residential child care program operates in compliance with all applicable laws and regulations;
- (3) approving the residential child care program's mission statement, long-term goals, policies, procedures, and annual budget;
- (4) defining and prohibiting circumstances that would create a financial or personal conflict of interest for members of the board of directors, corporate officers, employees, agents, assigns, and volunteers;
- (5) ensuring that the residential child care program responds to all requests from the licensing agency in a timely manner;
- (6) approving the residential child care program's service plan and ensuring that services are provided in accordance with the plan;
- (7) if the corporation is a nonprofit corporation, reviewing annually whether the corporation is satisfying its charitable mission;
- (8) ensuring that the corporation has liability insurance;
- (9) requiring that members of the board of directors have training in their responsibilities regarding the governance of the residential child care program; and
- (10) establishing committees or member assignments to periodically review as warranted, but not less than annually:
 - (i) compensation of officers and staff of the corporation and the residential child care program;
 - (ii) quality of services provided to clients, including all incidents harming or potentially harming clients;
 - (iii) financial problems and concerns relating to the residential child care program;
 - (iv) performance of key staff;

(v) nominations of new members of the board of directors; and

(vi) potential conflicts of interest.