

REHABILITATION CENTER.

(C) "COMMISSIONER" MEANS THE COMMISSIONER OF CORRECTIONS.

(D) "COUNTY" INCLUDES BALTIMORE CITY.

(E) "SECRETARY" MEANS THE SECRETARY OF PUBLIC SAFETY AND CORRECTIONAL SERVICES.

708. DUTIES OF SECRETARY; DETERMINATION OF NEED.

(A) THE SECRETARY, WITH THE ASSISTANCE AND ADVICE OF THE COMMISSIONER, SHALL EVALUATE AND DETERMINE THE NEED, IF ANY, FOR ONE OR MORE CENTERS IN EACH COUNTY OR MULTICOUNTY REGION OF THE STATE. A COUNTY OR MULTI-COUNTY REGION MAY REQUEST A COMPLETED NEED STUDY FROM THE SECRETARY.

(B) THE STANDARD TO BE USED BY THE SECRETARY IN MAKING HIS DETERMINATION IS WHETHER, AND TO WHAT EXTENT, BASED UPON HISTORIC DATA AND REASONABLE PROJECTIONS, THERE ARE AND WILL BE RESIDENTS OF THE COUNTY OR REGION CONVICTED OF CRIMES WHO CAN BEST BE REHABILITATED IN COMMUNITY BASED FACILITIES WITHOUT SUBSTANTIAL DANGER TO THE COMMUNITY.

(C) THE SECRETARY SHALL CONSULT WITH THE GOVERNING BODY OF THE COUNTY OR COUNTIES COMPRISING A REGION IN PREPARING HIS EVALUATION OF NEED, AND SHALL, UPON DETERMINING THE NEED, CERTIFY HIS DETERMINATION TO THE RESPECTIVE GOVERNING BODIES. THE DETERMINATION CERTIFIED TO THE COUNTY GOVERNING BODY SHALL INCLUDE THE PRESENT AND FUTURE NEEDS OVER AT LEAST A TEN YEAR PERIOD, AND, WHERE APPROPRIATE, RECOMMENDATIONS FOR REGIONAL CENTERS TO SERVE MORE THAN ONE COUNTY.

709. DUTIES OF SECRETARY; DEVELOPMENT OF STANDARDS.

(A) THE SECRETARY, WITH THE ASSISTANCE AND ADVICE OF THE COMMISSIONER AND A LOCAL CORRECTIONAL REPRESENTATIVE FROM EACH COUNTY, SHALL DEVELOP AND ADOPT MINIMUM STATE STANDARDS FOR CENTERS. THESE STANDARDS SHALL INCLUDE CRITERIA AND GUIDELINES FOR:

- (1) THE SITING OF THE CENTERS;
- (2) THE PHYSICAL CHARACTERISTICS OF THE CENTERS, INCLUDING DESIGN AND LAYOUT;
- (3) PROGRAMS AND STAFFING;
- (4) SCREENING PROCEDURES WITH RESPECT TO PLACEMENTS IN THE CENTERS;
- (5) ACCOUNTING, REPORTING, AND