

BY adding to

Article – State Finance and Procurement

Section 7-405

Annotated Code of Maryland

(1988 Replacement Volume and 1989 Supplement)

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

**Article – State Finance and Procurement**

7-405.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “ELDERLY INDIVIDUAL” MEANS AN INDIVIDUAL WHO IS 60 YEARS OLD OR OLDER.

~~(3) “MENTALLY RETARDED INDIVIDUAL” MEANS AN INDIVIDUAL WITH A DEVELOPMENTAL DISABILITY THAT IS EVIDENCED BY SIGNIFICANTLY SUBAVERAGE INTELLECTUAL FUNCTIONING AND BY IMPAIRMENT IN ADAPTIVE BEHAVIOR.~~

(3) “DEVELOPMENTALLY DISABLED INDIVIDUAL” MEANS A SEVERE CHRONIC DISABILITY OF AN INDIVIDUAL THAT:

(I) IS ATTRIBUTABLE TO A PHYSICAL OR MENTAL IMPAIRMENT, OTHER THAN THE SOLE DIAGNOSIS OF MENTAL ILLNESS, OR TO A COMBINATION OF MENTAL AND PHYSICAL IMPAIRMENTS;

(II) IS MANIFESTED BEFORE THE INDIVIDUAL ATTAINS THE AGE OF 22;

(III) IS LIKELY TO CONTINUE INDEFINITELY;

(IV) RESULTS IN AN INABILITY TO LIVE INDEPENDENTLY WITHOUT EXTERNAL SUPPORT OR CONTINUING AND REGULAR ASSISTANCE; AND

(V) REFLECTS THE NEED FOR A COMBINATION AND SEQUENCE OF SPECIAL, INTERDISCIPLINARY, OR GENERIC CARE, TREATMENT, OR OTHER SERVICES THAT ARE INDIVIDUALLY PLANNED AND COORDINATED FOR THE INDIVIDUAL.

(B) IN ADDITION TO ANY OTHER REQUIREMENT OF THIS SUBTITLE, EACH ~~NONPROFIT~~ CORPORATION THAT ADMINISTERS SERVICES TO ELDERLY OR ~~MENTALLY RETARDED~~ DEVELOPMENTALLY DISABLED INDIVIDUALS AND RECEIVES FUNDS FROM THE STATE ~~OR A LOCAL GOVERNMENT SHALL:~~