

(j) He shall have the power to assign such functions as are by law imposed on him to such subordinate organizations and individuals that he deems appropriate.

(k) He shall administer all grants, gifts, trusts or similar funds made available for Administration use.

(l) He shall recommend programs for research and development of care for the mentally retarded which may encompass all phases of the Administration's jurisdiction.

(m) He shall carry out such other responsibilities as may be assigned to him by State law, executive order or the Secretary.

#### *Admissions, Release and Transfer*

#### *9. Admissions of persons under 21 to public facilities.*

(a) Any parent or legal guardian on behalf of any person under the age of 21 years may apply to the Administration for admission of such person to the appropriate public facility within the jurisdiction of the Administration. The parent or legal guardian making the application must, as a prerequisite to the admission, be able to understand the nature of the request. The application shall be in writing and shall be in such form as may be required by the Administration.

(b) Upon receipt of the application, the Director or his designee shall designate a comprehensive evaluation center for the purpose of a comprehensive evaluation. The comprehensive evaluation shall determine:

(1) If the person is mentally retarded; and

(2) If the condition is of such a nature that for the protection or adequate care of himself or others, the ~~persons~~ PERSON needs in-residence care or treatment.

(c) If the comprehensive evaluation finds that the answer to either subsections (b)(1), (b)(2) herein, or both is in the negative, the Director or his designee shall not approve the application for admission. If the comprehensive evaluation finds that the answer to both (b)(1) and (b)(2) is in the affirmative, then the Director or his designee shall approve the application for admission to the appropriate facility.

(d) If the comprehensive evaluation finds that the answer to subsection (b)(1) is in the affirmative and the answer to subsection (b)(2) is in the negative, but that the person being evaluated needs care in a program providing less than 24 hour care, the Director or his designee shall recommend an appropriate program.

#### *10. Admission of persons over 21 to public facilities.*

(a) Any person over the age of 21 years, the guardian of any person over the age of 21 years on behalf of such person, OR anyone else having a legitimate interest in the welfare of a person over the age of 21 years, may apply to the Administration for admission of that person to the appropriate public facility within the jurisdiction of the Administration. The individual making the application must, as a prerequisite to the admission, be able to understand the nature of