

Section 3-1001 to be under the new subtitle "Subtitle  
10. Disabilities-Advocacy-Office Developmental  
Disabilities Advocacy Services"  
Annotated Code of Maryland  
(1980 Replacement Volume and 1980 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
MARYLAND, That section(s) of the Annotated Code of Maryland  
be repealed, amended, or enacted to read as follows:

Article - Courts and Judicial Proceedings

SUBTITLE 10. DISABILITIES-ADVOCACY-OFFICE  
DEVELOPMENTAL DISABILITIES ADVOCACY SERVICES

3-1001.

~~(A) THERE IS AN AGENCY DESIGNATED TO PROVIDE PROTECTION  
AND ADVOCACY SERVICES FOR PERSONS WITH DEVELOPMENTAL  
DISABILITIES. THE AGENCY SHALL PURSUE LEGAL,  
ADMINISTRATIVE, AND OTHER APPROPRIATE REMEDIES TO PROTECT  
THE RIGHTS OF PERSONS RECEIVING TREATMENT, OR REHABILITATION  
SERVICES.~~

~~(B) THE AGENCY SHALL BE THE AGENCY WHICH IS DESIGNATED  
BY THE GOVERNOR TO ASSURE PROTECTION AND ADVOCACY SERVICES  
UNDER THE DEVELOPMENTAL DISABILITIES ASSISTANCE AND BILL OF  
RIGHTS ACT, 42, UNITED STATES CODE 6001 ET SEQ.~~

~~(C) THE OFFICE SHALL BE INDEPENDENT OF ANY OTHER STATE  
AGENCY WHICH PROVIDES TREATMENT OR REHABILITATION SERVICES  
TO PERSONS WITH DEVELOPMENTAL DISABILITIES.~~

(A) THERE SHALL BE PROVIDED PROTECTION AND ADVOCACY  
SERVICES TO PERSONS WITH DEVELOPMENTAL DISABILITIES.

(B) THE TERM "DEVELOPMENTAL DISABILITIES" SHALL MEAN A  
SEVERE, CHRONIC DISABILITY OF A PERSON WHICH:

(1) IS ATTRIBUTABLE TO A MENTAL OR PHYSICAL  
IMPAIRMENT OR COMBINATION OF MENTAL AND PHYSICAL  
IMPAIRMENTS;

(2) IS MANIFESTED BEFORE THE PERSON ATTAINS AGE  
22;

(3) IS LIKELY TO CONTINUE INDEFINITELY;

(4) RESULTS IN SUBSTANTIAL FUNCTIONAL  
LIMITATIONS IN THREE OR MORE OF THE FOLLOWING AREAS OF MAJOR  
LIFE ACTIVITY:

(I) SELF-CARE;

(II) RECEPTIVE AND EXPRESSIVE LANGUAGE;