

(1980 Replacement Volume and 1980 Supplement)

BY adding to

Article 59A - Mental Retardation
Section 19(d) and (e)
Annotated Code of Maryland
(1979 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 BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows: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 59A - Mental Retardation

3.

(d) "Comprehensive evaluation" means a study including a sequence of observations and examinations of an individual leading to conclusions and recommendations formulated jointly by a team of persons with special training and experience in the diagnosis and management of the mentally retarded. The team shall include not less than one member professionally qualified in each of the fields of medicine, psychology, and social work, and may utilize such other specialists as the individual case may require. The team shall take into consideration the needs of the mentally retarded person, AND the family unit [and the resources of the community] before [making recommendations] RECOMMENDING APPROPRIATE SERVICES IN THE LEAST RESTRICTIVE SETTING.

10.

(a) Any person over the age of 18, the guardian of any person on behalf of that person, or anyone else having a legitimate interest in the welfare of a person, may apply to the Administration for admission of that person to [the] AN 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 the request. The application shall be in writing and shall be in such form as may be required by the Administration.

(b) [Upon] WITHIN 60 DAYS FROM receipt of the application, the director or [his] THE DIRECTOR'S designee shall [designate] OBTAIN OR PROVIDE 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] NEEDS OF THE PERSON ARE of such a nature that, for the PERSON'S protection or adequate [care] ~~REHABILITATION~~ HABILITATION [of himself or