

The provision of former Article 43, § 1B that related to foster care and other services of the State Social Services Administration for mentally retarded individuals is deleted as unnecessary in light of this subsection.

The provision of former Article 59A, § 4(b) that related to "nonretarded developmentally disabled persons" now appears in § 19-601 of this article.

Defined term:

"Mentally retarded individual" § 7-101

7-104. COMPREHENSIVE EVALUATIONS.

(A) COMPREHENSIVE EVALUATION REQUIRED.

AN INDIVIDUAL MAY NOT BE DEEMED A MENTALLY RETARDED INDIVIDUAL FOR PURPOSES OF THIS TITLE UNLESS THE INDIVIDUAL IS IDENTIFIED AS SUCH THROUGH A COMPREHENSIVE EVALUATION AS PROVIDED IN THIS SECTION.

(B) EVALUATION TEAM.

EACH COMPREHENSIVE EVALUATION SHALL BE DONE BY A COMPREHENSIVE EVALUATION TEAM THAT:

(1) CONSISTS OF INDIVIDUALS WITH SPECIAL TRAINING AND EXPERIENCE IN THE DIAGNOSIS OF MENTAL RETARDATION AND MANAGEMENT OF MENTALLY RETARDED INDIVIDUALS;

(2) INCLUDES AT LEAST:

(I) 1 INDIVIDUAL WHO IS QUALIFIED PROFESSIONALLY IN MEDICINE;

(II) 1 INDIVIDUAL WHO IS QUALIFIED PROFESSIONALLY IN PSYCHOLOGY; AND

(III) 1 INDIVIDUAL WHO IS QUALIFIED PROFESSIONALLY IN SOCIAL WORK; AND

(3) MAY INCLUDE ANY OTHER SPECIALIST THAT THE INDIVIDUAL CASE REQUIRES.

REVISOR'S NOTE: Subsection (a) of this section is new language derived from the reference in former Article 59A, § 3(m) to a finding of mental retardation "by comprehensive evaluation". As this appeared to state a substantive requirement, it is revised in this subsection as an express statement that a comprehensive evaluation is required for determination as to an individual's status and, thus, for eligibility for treatment as a mentally retarded individual.