

(H) GRANTS, GIFTS, TRUSTS, AND SIMILAR FUNDS.

THE DIRECTOR SHALL ADMINISTER GRANTS, GIFTS, TRUSTS, AND SIMILAR FUNDS THAT ARE AVAILABLE FOR USE BY THE ADMINISTRATION.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Article 59A, § 8(k).

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that the scope of the grant of authority under this subsection is unclear. The Attorney General has opined that acceptance and use of federal grant money is not subject to the approval of the Governor under Article 15A, §§ 5 and 6 of the Code; see 58 Op. Att'y Gen. 577 (1973). However, it is unclear whether the General Assembly intended for acceptance of the other funds listed in this subsection also to be free of gubernatorial approval. The General Assembly may wish to clarify this subsection.

Defined terms: "Administration" § 7-101
"Director" § 7-101

7-205. NONRESIDENTIAL SERVICES.

(A) IN GENERAL.

(1) THE ADMINISTRATION MAY ADMINISTER A PROGRAM OF NONRESIDENTIAL SERVICES, INCLUDING DAY CARE CENTERS FOR MENTALLY RETARDED INDIVIDUALS, AND A PROGRAM OF PREVENTION AND TREATMENT OF MENTAL RETARDATION.

(2) FOR THESE PROGRAMS, THE ADMINISTRATION MAY USE THE FUNDS THAT ARE APPROPRIATED FOR THE FINANCIAL SUPPORT OF DAY CARE CENTERS FOR MENTALLY RETARDED INDIVIDUALS AS A PART OF GENERAL LOCAL HEALTH SERVICES IN THE STATE BUDGET. IF THE FUNDS ARE USED IN THAT MANNER, THE PROPORTION OF STATE, FEDERAL, AND LOCAL FUNDS, RESPECTIVELY, SHALL BE THAT PROPORTION SPECIFIED FOR THE FINANCING OF MINIMUM HEALTH SERVICES.

(B) TRANSPORTATION.

(1) THE ADMINISTRATION SHALL PROVIDE FUNDS FOR DAILY TRANSPORTATION TO AND FROM THE DAY CARE CENTERS LICENSED BY THIS STATE FOR THOSE MENTALLY RETARDED INDIVIDUALS WHO ARE ENROLLED PROPERLY IN A DAY CARE CENTER.

(2) FUNDS THAT ARE NEEDED TO COVER THE COST OF THE TRANSPORTATION TO BE PROVIDED UNDER THIS SUBSECTION SHALL BE APPROPRIATED SEPARATELY AND IN ADDITION TO THE