

FUNDS THAT ARE APPROPRIATED TO THE ADMINISTRATION TO COVER THIS STATE'S SHARE OF THE OPERATING COSTS OF THE DAY CARE CENTERS.

(C) RULES AND REGULATIONS.

THE ADMINISTRATION MAY ADOPT RULES AND REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SECTION. HOWEVER, THE RULES AND REGULATIONS DO NOT SUPERSEDE:

(1) ANY RIGHT OR POWER OF THE STATE SOCIAL SERVICES ADMINISTRATION OR ANY LOCAL DEPARTMENT OF SOCIAL SERVICES; OR

(2) ANY RIGHT OR POWER OF THE STATE DEPARTMENT OF EDUCATION OR A COUNTY DEPARTMENT OF EDUCATION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 44A.

Throughout this section, references to the Administration are substituted for the references to the Department, as the designated agency of this State, to reflect that responsibility for mental retardation was consolidated in the Administration, on its creation, subject to the authority of the Secretary. See § 7-203 of this subtitle.

In subsection (c)(1) of this section, the reference to the "State Social Services Administration" is substituted for the obsolete reference to the "State ... departmen{t} of social services."

In subsection (c)(2) of this section, reference to a "county" department of education is substituted for the ambiguous reference to a "local" department.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly that the Department indicates that the funding mechanism as described in subsection (a)(2) of this section does not conform to current practice. The Department advises that, in the early 1970's, the funds for day care for mentally retarded individuals, which formerly had been included in the budget of the Department under general local health services, were transferred to the budget of the Administration. Thus, the Director uses the funds provided in the budget of the Administration for day care programs. The Commission believes that the General Assembly may