

SHALL ARRANGE FOR A COMPREHENSIVE EVALUATION OF THE INDIVIDUAL:

(I) TO DETERMINE WHETHER THE INDIVIDUAL IS A MENTALLY RETARDED INDIVIDUAL; AND

(II) IF SO, TO DETERMINE:

1. WHETHER, FOR THE PROTECTION OR ADEQUATE HABILITATION OF THE INDIVIDUAL, THE INDIVIDUAL NEEDS ANY HABILITATION SERVICE, INCLUDING ANY IN-RESIDENCE TREATMENT; AND

2. THE TYPE OF ENVIRONMENT IN WHICH ANY NEEDED SERVICE COULD BE PROVIDED WITH THE LEAST RESTRICTION ON THE LIBERTY OF THE INDIVIDUAL.

(2) SUBJECT TO § 7-502(B) OF THIS SUBTITLE, WHEN A PRIVATE FACILITY RECEIVES AN APPLICATION FOR ADMISSION OF AN INDIVIDUAL, THE PRIVATE FACILITY SHALL ARRANGE WITH A FACILITY THE ADMINISTRATION HAS DESIGNATED FOR THAT PURPOSE FOR A COMPREHENSIVE EVALUATION OF THE INDIVIDUAL:

(I) TO DETERMINE WHETHER THE INDIVIDUAL IS A MENTALLY RETARDED INDIVIDUAL; AND

(II) IF SO, TO DETERMINE WHETHER THE INDIVIDUAL NEEDS IN-RESIDENCE TREATMENT FOR THE PROTECTION OF THE INDIVIDUAL OR ANOTHER OR ADEQUATE CARE OF THE INDIVIDUAL.

(B) EVALUATION CONSIDERATIONS.

IN DOING A COMPREHENSIVE EVALUATION OF AN INDIVIDUAL, THE COMPREHENSIVE EVALUATION TEAM SHALL:

(1) CONSIDER THE NEEDS OF:

(I) THE INDIVIDUAL; AND

(II) THE FAMILY UNIT OF THE INDIVIDUAL;

AND

(2) RECOMMEND APPROPRIATE SERVICES IN THE LEAST RESTRICTIVE SETTING.

REVISOR'S NOTE: Subsection (a)(1) of this section is new language derived without substantive change from former Article 59A, § 10(b).

Subsection (a)(2) of this section is new language derived without substantive change from former Article 59A, §§ 3(e) and 11(b). Although former Article 59A, § 3(e) defined "comprehensive evaluation center" for purposes of the entire