

2. TO THE STATE DESIGNATED PROTECTION AND ADVOCACY AGENCY;

(II) INVESTIGATE THE REPORT; AND

(III) AFTER THE INVESTIGATION, REPORT THE FINDINGS:

1. TO THE COMPLAINANT;

2. TO THE STATE DESIGNATED PROTECTION AND ADVOCACY AGENCY; AND

3. TO THE DIRECTOR.

(3) THE STATE DESIGNATED PROTECTION AND ADVOCACY AGENCY SHALL SEEK REDRESS OF A VIOLATION OF THE RIGHTS STATED IN THIS SECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 59A, § 34(b), (e), (g), (h), and (i).

Throughout this section, the term "guardian of the person" is substituted for references to the "legal guardian", "legally appointed guardian", and "guardian", to conform to the terminology of the Estates and Trusts Article.

In subsection (b) of this section, the former reference to a "program" is deleted in light of the use of the defined term "facility".

In subsection (e) of this section, the defined term "treatment" is substituted for the reference to "care", for clarity.

In subsection (i)(3) of this section, the phrase "welfare of the mentally retarded individual" is included as a condition for restricting visits. The revision construes the restriction provided in former Article 59A, § 34(b)(12) to apply to both writing instruments and visits.

Former Article 59A, § 34(d), which required the development of rules and regulations within 90 days after July 1, 1981, is deleted as obsolete.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that it might wish to reconsider the roles of a "parent" and "guardian of the person", as described in this section.