

For example, subsection (b)(2) of this section provides for the signing of a receipt by a parent or guardian of a minor, but does not provide for signing of the receipt by a person instead of an adult mentally retarded individual who is not competent to do so. The Commission also notes that there may be other persons who properly may acknowledge this statement.

Also subsections (c), (d)(2), and (e)(1)(ii) and (2) of this section refer to a mentally retarded individual or guardian of the person, without distinction between adults and minors, and does not refer to a parent of the mentally retarded individual.

As to the State designated protection and advocacy agency described in subsection (m) of this section, see the Executive Order that designated the Maryland Advocacy Unit for the Developmentally Disabled (MAUDD); COMAR 01.01.1977.07.

Defined terms: "Administration" § 7-101  
 "Director" § 7-101 "Physician" § 1-101  
 "Facility" § 7-101 "Treatment" § 7-101  
 "Includes"/"including" § 1-101  
 "Mentally retarded individual" § 7-101  
 "Person" § 1-101

7-603. CIVIL RIGHTS GENERALLY.

AN INDIVIDUAL MAY NOT BE DEPRIVED OF THE RIGHT TO VOTE OR TO RECEIVE, HOLD, AND DISPOSE OF PROPERTY SOLELY BECAUSE THE INDIVIDUAL IS IN A FACILITY OR A VETERANS' ADMINISTRATION HOSPITAL FOR MENTAL RETARDATION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 59A, § 35.

The reference to the "Veterans' Administration hospital" is added to correct an apparent oversight.

The clause "solely because the individual is in a facility" is substituted for "{n}o mentally retarded person in any facility" to clarify that the mere status of an individual as mentally retarded is not the controlling factor in the ability to exercise certain rights.

The former exception for an individual "declared to be incompetent by a court in accordance with the provisions of the Courts Article" is deleted