

In subsection (b)(3)(ii) and (4) of this section, the term "administrative head" is substituted for "director of the facility" to avoid confusion with references to the Director of the Administration and to standardize the references to this position. See revisor's note to § 7-204(c) of this title.

As to the State designated advocacy agency described in subsection (b)(1)(iii) of this section, see the Executive Order that designated the Maryland Advocacy Unit for the Developmentally Disabled (MAUDD); COMAR 01.01.1977.07.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that former Article 59A, § 17(e)(1) -- now subsection (b)(1)(i)2. of this section -- provided that a mentally retarded individual may prevent disclosure of the record of that individual to a guardian of the person. The General Assembly may wish to consider whether this provision is consistent with appointment by a court of a guardian.

Defined terms: "County" § 1-101
 "Department" § 1-101. "Facility" § 7-101
 "Director" § 7-101 "Person" § 1-101
 "Mentally retarded individual" § 7-101

7-613. CONTESTING CONTENT OR DISCLOSURE OF RECORDS.

(A) REQUESTS PERMITTED.

A MENTALLY RETARDED INDIVIDUAL OR PERSON WHO IS AUTHORIZED TO ACT ON BEHALF OF THE INDIVIDUAL MAY:

- (1) CONTEST A RECORD THAT THE FACILITY KEEPS ON THE INDIVIDUAL;
- (2) ASK FOR AN ADDITION TO OR OTHER CHANGE IN THE RECORD; AND
- (3) CONTEST DISCLOSURE OF THE RECORD.

(B) ACKNOWLEDGMENT.

WITHIN 14 DAYS AFTER A FACILITY RECEIVES A REQUEST TO CHANGE A RECORD, THE FACILITY SHALL ACKNOWLEDGE RECEIPT OF THE REQUEST.

(C) RESPONSE TO REQUEST.

(1) WITHIN 14 DAYS AFTER THE FACILITY ACKNOWLEDGES RECEIPT OF THE REQUEST, THE FACILITY SHALL: