

THE ELDERLY AND SERVICES BE USED:

(1) TO AVOID, AS MUCH AS POSSIBLE, UNNECESSARY COMMITMENT OF AN ELDERLY INDIVIDUAL TO A NURSING HOME, STATE INSTITUTION, OR OTHER LONG TERM CARE FACILITY;

(2) TO PROVIDE OPPORTUNITIES FOR ELDERLY INDIVIDUALS TO BE DISCHARGED FROM NURSING HOMES, STATE INSTITUTIONS, OR GENERAL AND SPECIAL HOSPITALS; AND

(3) TO SERVE ONLY THOSE ELDERLY INDIVIDUALS WHO OTHERWISE WOULD BE ELIGIBLE UNDER STATE OR FEDERAL LAW FOR CARE IN A NURSING HOME, STATE INSTITUTION, OR OTHER LONG TERM CARE FACILITY.

REVISOR'S NOTE: This section formerly appeared as Article 43, § 717A.

In subsection (b)(1) of this section, reference to avoiding unnecessary commitment is substituted for "an alternative to the unnecessary commitment", since the latter suggests that a commitment -- although "unnecessary" -- is an option.

The only other changes are in style.

Defined terms:

"Day care center for the elderly" § 14-201

"Elderly individual" § 14-201

14-203. SCOPE OF SUBTITLE.

THIS SUBTITLE DOES NOT AFFECT A RELATIVE WHO CARES FOR AN ELDERLY INDIVIDUAL OR A NEIGHBOR OR FRIEND WHO CARES FOR AN ELDERLY INDIVIDUAL BY MUTUAL AGREEMENT.

REVISOR'S NOTE: This section formerly appeared as Article 43, § 717F.

The defined term "elderly individual" is substituted for "another relative" and "an adult", for clarity.

The only other changes are in style.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that references such as "relative" and "friend" are unclear and, therefore, clarifying legislation may be appropriate.

Defined term: "Elderly individual" § 14-201

14-204. GENERAL RESPONSIBILITIES; PURCHASE OF SERVICES.