

Paragraph (2)(iv) of this subsection is added to reflect former Article 52A, § 12(a)(1) and (2) -- now § 16-206 of this title.

In paragraph (2)(i) of this subsection, the reference to an "individual in a public facility" is derived without substantive change from references in former Article 59 as to mental health services; see, e.g., former Article 59, § 3(c) and the first sentence of (k).

In paragraph (2)(iii) of this subsection, the reference to an "individual in a residential, public facility or a facility from which this State obtains residential care ..." is derived without substantive change from references formerly appearing in Article 59A as to mental retardation; see, e.g., former Article 59A, §§ 3(f) and 25(a).

Defined terms: "Comprehensive evaluation" § 7-101
 "Department" § 1-101 "Public facility" § 7-101
 "Facility" §§ 7-101 & 10-101
 "Includes"/"including" § 1-101

(F) RESPONSIBLE RELATIVE.

"RESPONSIBLE RELATIVE" MEANS:

- (1) THE SPOUSE OF A RECIPIENT OF SERVICES;
- (2) THE PARENTS OF A RECIPIENT OF SERVICES WHO IS A MINOR; AND
- (3) THE CHILDREN OF A RECIPIENT OF SERVICES.

REVISOR'S NOTE: This subsection is new language that -- when read in conjunction with the definition of "recipient of services" -- combines the almost identical definitions of "responsible relative" in the second sentence of former Article 43, § 601(b)(1), the first sentence of former Article 59, § 3(k), and the first sentence of former Article 59A, § 3(t).

Although the first sentence of former Article 59A, § 3(t) -- unlike former Article 43, § 601(b)(1) and former Article 59, § 3(k) -- did not contain the provision that "responsible relative" includes a child of a parent receiving care, it appears that this omission was only an oversight. See the second sentence of former Article 59A, § 3(t), which provided an exemption from liability for a child. Therefore, no