

to the intent of the departmental bill that enacted this section, and that the omission of the word "continuous" was only an inadvertent error.

In subsection (d)(2) of this section, the reference to "inquiry by the Department" is added for clarity.

As to subsection (d)(1) of this section, the Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that, in the former law, it was unclear if the date from which the 6-month retroactive period runs is the date on which the services last are provided, the date on which the amount of payments are determined administratively, the date on which the bill for services is sent or received, or the date as of which the Department decides to make the payments retroactive. In the revision of subsection (d)(1) of this section, the latter interpretation is adopted, since that complies with the current practice of the Department.

For special provisions relating to liability for services provided under the Maryland Mental Retardation Law, see Subtitle 4 of this title.

Defined terms: "Chargeable person" § 16-101
 "Cost of care" § 16-101 "Person" § 1-101
 "Department" § 1-101
 "Recipient of services" § 16-101
 "Responsible relative" § 16-101

16-204. COLLECTIONS.

(A) IN GENERAL.

(1) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, ALL PAYMENTS MADE UNDER THIS SUBTITLE FOR SERVICES PROVIDED THROUGH A FACILITY OR PROGRAM OF THE DEPARTMENT SHALL BE:

(I) MADE TO AND COLLECTED BY THE DEPARTMENT; AND

(II) ACCOUNTED FOR AND PAID INTO THE GENERAL FUND OF THIS STATE BY THE DEPARTMENT.

(2) IF THE SECRETARY HAS DELEGATED TO A POLITICAL SUBDIVISION OR GRANTEE THE COLLECTION OF PAYMENTS FOR SERVICES, THE POLITICAL SUBDIVISION OR GRANTEE SHALL COLLECT AND ACCOUNT FOR THESE PAYMENTS IN ACCORDANCE WITH THE RULES AND REGULATIONS OF THE DEPARTMENT.