

language substituted for the phrase "such amount as the Department may set, considering the financial means or abilities of the legally liable person". In essence, this is but a restatement of § 16-203(b)(2) of this title and, accordingly, is so revised. However, the Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that this restatement does not reflect the relief available under § 16-203(c) of this title, as to care provided after 30 months of "continuous hospitalization".

In subsection (c) of this section, the defined term "responsible relatives" is substituted for "legally liable relatives", for clarity.

Also in subsection (c) of this section, the former reference to the cessation of liability when the mentally retarded individual "has reached the age of twenty-one" is deleted. The former reference conflicted with the definition of "responsible relative", which imposes a duty on the parent of a recipient of services "who is a minor".

Defined terms: "Chargeable person" § 16-101
 "Cost of care" § 16-101 "State facility" § 7-101
 "Department" § 1-101
 "Mentally retarded individual" § 7-101
 "Responsible relative" § 16-101

16-405. SAME -- SCHEDULES OF CHARGES.

(A) "TAXABLE INCOME" DEFINED.

IN THIS SECTION, "TAXABLE INCOME" HAS THE MEANING THAT FEDERAL LAW GIVES TO IT FOR PURPOSES OF THE INTERNAL REVENUE CODE OF 1954.

(B) SCHEDULES.

FOR PURPOSES OF § 16-404(B)(2) OF THIS SUBTITLE, THE LIABILITY OF A CHARGEABLE PERSON FOR THE COST OF CARE OF A MENTALLY RETARDED INDIVIDUAL SHALL BE DETERMINED IN ACCORDANCE WITH EITHER OF THE FOLLOWING SCHEDULES, AT THE OPTION OF THE CHARGEABLE PERSON.

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SCHEDULE A

SCHEDULE BASED ON GROSS MONTHLY INCOME

GROSS MO. INCOME	MONTHLY RATE OF CONTRIBUTION
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