

## (E) ELECTION AND CHANGE OF SCHEDULE.

(1) WITHIN THE TIME THAT THE SECRETARY SETS AND ON THE FORMS THAT THE SECRETARY PROVIDES, EACH CHARGEABLE PERSON SHALL ELECT THE SCHEDULE UNDER WHICH THE CHARGEABLE PERSON IS TO BE BILLED.

(2) THE ELECTION IS EFFECTIVE AS OF THE DAY THAT THE MENTALLY RETARDED INDIVIDUAL FIRST IS ADMITTED FOR SERVICE AND REMAINS IN FORCE UNTIL CHANGED BY THE CHARGEABLE PERSON.

(3) A CHANGE IN THE ELECTION IS EFFECTIVE ON JULY 1 AFTER THE DATE ON WHICH THE DEPARTMENT IS NOTIFIED OF THE CHANGE.

(4) IF A PERSON FAILS TO ELECT WITHIN THE TIME THAT THE SECRETARY SETS, THE SECRETARY SHALL DETERMINE WHICH SCHEDULE IS TO APPLY.

## (F) LIMITATION ON LIABILITY -- IN GENERAL.

A PERSON WHOSE TAXABLE INCOME IS LESS THAN \$4,000 A YEAR MAY NOT BE CHARGED ANY AMOUNT UNDER THIS SECTION.

## (G) SAME -- RESPONSIBLE RELATIVES.

FOR PURPOSES OF THIS SECTION, BOTH PARENTS OF A MENTALLY RETARDED INDIVIDUAL SHALL BE CONSIDERED A SINGLE RESPONSIBLE RELATIVE.

REVISOR'S NOTE: This section formerly appeared as Article 59A, § 25(a) through (d) and the first sentence of (e).

Throughout this section, the defined terms "chargeable person" or "responsible relative" are added and, in some instances, substituted for references to "legally liable person" or "legally liable relatives", respectively, for clarity.

In subsection (b) of this section, the words "at least" are substituted in the first column of Schedule A for "more than", since the former wording did not account for the rate of contribution if the gross monthly income was an exact amount -- e.g., incomes of exactly \$575, \$650, or \$725.

The only other changes are in style.

Defined terms: "Chargeable person" § 16-101  
 "Cost of care" § 16-101 "Person" § 1-101  
 "Department" § 1-101 "Secretary" § 1-101  
 "Mentally retarded individual" § 7-101