

(B) (1) A STATE RESIDENTIAL CENTER MAY ACCEPT NONBUDGETED FUNDS THAT ARE AVAILABLE TO IT BUT ARE NOT PART OF THE APPROPRIATION PROCESS IN THIS STATE.

(2) A STATE RESIDENTIAL CENTER MAY ACCEPT THESE FUNDS ONLY UNDER THE POLICY OR REGULATIONS THAT THE SECRETARY SETS.

(C) AN EMPLOYEE OF A LICENSEE MAY NOT RECEIVE OR SOLICIT, DIRECTLY OR INDIRECTLY, ANY REMUNERATION FOR PROVIDING SERVICES WITHIN THE SCOPE OF THAT EMPLOYMENT TO AN INDIVIDUAL ELIGIBLE FOR SERVICES UNDER THIS TITLE, OTHER THAN COMPENSATION PROVIDED BY THE LICENSEE.

(D) A PERSON WHO KNOWINGLY VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$5,000.

SUBTITLE 12. SHORT TITLE.

7-1201.

THIS TITLE MAY BE CITED AS THE "MARYLAND DEVELOPMENTAL DISABILITIES LAW".

10-813.

(A) THE MENTAL HYGIENE ADMINISTRATION MAY ASK THE DEVELOPMENTAL DISABILITIES ADMINISTRATION TO ACCEPT PRIMARY RESPONSIBILITY FOR AN INDIVIDUAL IN OR ELIGIBLE FOR ADMISSION TO A MENTAL HEALTH RESIDENTIAL FACILITY, IF THE MENTAL HYGIENE ADMINISTRATION FINDS THAT THE INDIVIDUAL WOULD BE PROVIDED FOR MORE APPROPRIATELY IN A PROGRAM FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITY.

(B) THE DEVELOPMENTAL DISABILITIES ADMINISTRATION SHALL DETERMINE WHETHER TRANSFER TO A PROGRAM FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITY IS APPROPRIATE.

(C) A DISPUTE OVER A TRANSFER OF AN INDIVIDUAL FROM THE MENTAL HYGIENE ADMINISTRATION TO THE DEVELOPMENTAL DISABILITIES ADMINISTRATION SHALL BE RESOLVED, IN ACCORDANCE WITH PROCEDURES THAT THE SECRETARY SETS, ON REQUEST OF:

(1) THE MENTAL HYGIENE ADMINISTRATION;

(2) THE DEVELOPMENTAL DISABILITIES ADMINISTRATION.

(D) THE DIRECTOR OF THE MENTAL HYGIENE ADMINISTRATION SHALL GIVE AN INDIVIDUAL THE OPPORTUNITY FOR A HEARING ON THE PROPOSED TRANSFER.

12-105.

(b) (1) If, after a hearing, the court finds that the defendant is incompetent to stand trial and, because of mental