

(3) ACCEPTANCE OF INDIVIDUALS FOR SERVICES.

(B) THE RULES AND REGULATIONS FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITY AND FOR INDIVIDUALS WITHOUT DEVELOPMENTAL DISABILITY, BUT WHO ARE ELIGIBLE SOLELY FOR INDIVIDUAL SUPPORT SERVICES, SHALL BE SEPARATE.

7-402.

APPLICATION FOR SERVICES MAY BE MADE AS PROVIDED IN THIS SUBTITLE:

(1) BY THE INDIVIDUAL, IF THE INDIVIDUAL IS AN ADULT;
OR

(2) BY ANY OTHER PERSON WHO HAS A LEGITIMATE INTEREST IN THE WELFARE OF THE INDIVIDUAL.

7-403.

(A) AN APPLICANT FOR SERVICES PROVIDED OR FUNDED, WHOLLY OR PARTLY, BY THIS STATE SHALL SUBMIT AN APPLICATION TO THE DEPARTMENT IN WRITING. THE APPLICATION SHALL CONTAIN THE INFORMATION THAT THE DEPARTMENT REQUIRES.

(B) WITHIN 60 DAYS AFTER THE DEPARTMENT RECEIVES AN APPLICATION FOR SERVICES FOR AN INDIVIDUAL, THE SECRETARY ON THE BASIS OF THE APPLICATION SHALL:

(1) DETERMINE WHETHER THERE IS A REASONABLE LIKELIHOOD THAT THE INDIVIDUAL:

(I) HAS DEVELOPMENTAL DISABILITY; OR

(II) DOES NOT HAVE DEVELOPMENTAL DISABILITY, BUT MAY BE ELIGIBLE FOR INDIVIDUAL SUPPORT SERVICES UNDER SUBSECTION (C) OF THIS SECTION; AND

(2) IF A POSITIVE DETERMINATION IS MADE UNDER ITEMS (I) OR (II) OF PARAGRAPH (1) OF THIS SUBSECTION:

(I) APPROVE THE APPLICATION;

(II) DETERMINE THE NATURE OF THE DISABILITY;

(III) DETERMINE THE NATURE OF SERVICES THAT THE INDIVIDUAL MAY REQUIRE;

(IV) DETERMINE THE TYPE OF ENVIRONMENT IN WHICH ANY NEEDED SERVICES COULD BE PROVIDED WITH THE LEAST RESTRICTION ON THE LIBERTY OF THE INDIVIDUAL;

(V) DETERMINE WHAT TYPES OF EVALUATIONS, IF ANY, THE INDIVIDUAL REQUIRES;