

CHAPTER 761
(Senate Bill 421)

AN ACT to repeal and re-enact, with amendments, Sections 3 (e) and 3 (g) of Article 59 of the Annotated Code of Maryland (1970 Supplement), title "Mental Hygiene," subtitle "Short Title, Statement of Policy and Definitions"; to add new Sections 3 (d-1), 3 (e-1), 3 (e-2), 3 (h-1), 3 (h-2) and 3 (i-1) to Article 59 of the Code, same title and subtitle, to follow immediately after Sections 3 (d), 3 (e), 3 (h) and 3 (i) respectively; to repeal and re-enact, with amendments, Sections 11(e), 11 (f), 11 (g), 16, 18 (a), 18 (b), 18 (c), 19 and 20 of Article 59, same title, subtitle "Admissions, Release and Transfer," and to repeal Sections 11 (d) and 11 (e) of the same Article, title and subtitle; to add new Sections 22, 22A, 22B and 22C to Article 59 of the Code, same title and subtitle, to follow immediately after Section 21 thereof; to repeal Sections 12, 13, 14, 15 and 21 of Article 59 of the Code, same title and subtitle and to enact new Sections 12, 13, 14, 15 and 21 in lieu thereof, to stand in the place of the sections repealed; to repeal and re-enact, with amendments, Sections 24 (a) and 27 of Article 59 of the Code, same title, subtitle "Insanity as a Defense in Criminal Cases"; to repeal and re-enact, with amendments, Sections 50 (e) and 50 (d) of Article 59 of the Code, same title, subtitle "Patients' Rights"; to add new Sections 50 (e), 50 (f) and 50 (g) to Article 59 of the Code, same title and subtitle, to follow immediately after Section 50 (d) thereof; to repeal Section 51 of Article 59 of the Code, same title and subtitle, and to enact new Section 51 in lieu thereof, to stand in the place of the section repealed; and ADD NEW SECTION 22 TO ARTICLE 59 OF THE ANNOTATED CODE OF MARYLAND (1970 SUPPLEMENT), TITLE "MENTAL HYGIENE," TO FOLLOW IMMEDIATELY AFTER SECTION 21 THEREOF AND TO BE UNDER THE NEW SUBTITLE "EMERGENCY ADMISSIONS"; to add new Sections 53, 54, 54A and 55, 56 AND 57 to Article 59 of the Code, same title, to follow immediately after Section 52 thereof and to be under the new subtitle "Mental Health Information AND REVIEW Service," to provide for certain definitions and to eliminate certain others; to provide a procedure for the admission or detention of a person for emergency psychiatric care and treatment AND GENERALLY RELATING THERETO; to provide a procedure for judicial commitment; to provide for a review board to renew admission and retention of patients in mental hospitals; to provide a procedure to determine judicially mental incompetency and the need for hospitalization; to provide for certain penalties in relation to certain violations; to provide for the creation and duties of a Mental Health Information AND REVIEW Service; and relating generally to the rights of patients detained in mental facilities under the provisions of this Act, and making corrections therein.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 3 (e) and 3 (g) of Article 59 of the Annotated Code of Maryland (1970 Supplement), title "Mental Hygiene," subtitle "Short Title, Statement of Policy and Definitions," be and they are hereby repealed and re-enacted, with amendments; that new Sections 3 (d-1), 3 (e-1), 3 (e-2), 3 (h-1), 3 (h-2) and 3 (i-1) be and they