

use of medication for certain patients; and generally providing that certain mentally ill individuals in facilities may refuse medication used for the treatment of a mental disorder.

BY renumbering

Article - Health - General
Section 10-708 through 10-712, respectively
to be Section 10-709 through 10-713, respectively
Annotated Code of Maryland
(1982 Volume and 1983 Supplement)

BY adding to

Article - Health - General
Section 10-708
Annotated Code of Maryland
(1982 Volume and 1983 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 10-708 through 10-712, respectively, of Article - Health - General of the Annotated Code of Maryland be renumbered to be Section(s) 10-709 through 10-713, respectively.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - Health - General

10-708.

(A) AN INDIVIDUAL IN A FACILITY MAY ELECT TO REFUSE MEDICATION USED FOR THE TREATMENT OF A MENTAL DISORDER EXCEPT:

(1) WHEN THE MEDICATION IS PROVIDED ON THE ORDER OF A PHYSICIAN IN AN EMERGENCY WHERE THE INDIVIDUAL PRESENTS A DANGER TO THE LIFE OR SAFETY OF THE INDIVIDUAL OR OTHERS; OR

(2) IN NONEMERGENCY SITUATIONS, WHERE THE INDIVIDUAL IS HOSPITALIZED INVOLUNTARILY OR BY ORDER OF A COURT AND THE MEDICATION IS APPROVED BY A CLINICAL REVIEW PANEL.

(B) (1) THE CLINICAL REVIEW PANEL CONSISTS OF THE FOLLOWING MEMBERS APPOINTED BY THE MEDICAL CLINICAL DIRECTOR:

(I) THE MEDICAL CLINICAL DIRECTOR IF THE MEDICAL CLINICAL DIRECTOR IS A PHYSICIAN OR A PHYSICIAN DESIGNATED BY THE MEDICAL CLINICAL DIRECTOR;

(II) A PSYCHIATRIST; AND