

other involuntarily admitted patients by this subtitle. Periods of confinement in such facilities shall be considered in diminishing total confine to Article 27, subtitle: ~~["Department of Correction,"]~~ *"Department of Correctional Services,"* subheading: *"Prisoners."*

18.

(a) At the direction of the Commissioner, his authorized representative, or the superintendent of any facility, any patient not detained pursuant to the provisions of Sections 23, 24 or 27 of this Article, may be released from any facility, if, in the judgment of such official, the patient is not mentally disordered; or if mentally disordered, is not ~~["for the protection of himself or others in need of inpatient medical care or treatment,"]~~ *likely to cause grave personal injury to himself or others or is no longer amenable to treatment at the facility.* At the direction of the chief officer of a Veterans' Administration hospital, any patient meeting the requirements of this subsection, and subject to the conditions of this subsection, may be released from such hospital. *Notice of this release shall be mailed to the committing court and to the Mental Health Information Service.*

(b) At the direction of the Commissioner, his authorized representative, or the superintendent of any facility, (or in the case of a patient in a Veterans' Administration hospital, at the direction of the chief officer of that hospital), any patient not detained pursuant to the provisions of Sections 23, 24, or 27 of this Article, may be released on a conditional basis, if in the judgment of such official:

(1) the patient, if released, would be properly cared for by himself or other responsible persons; and

(2) the patient, if released, would ~~["not constitute a danger to himself or to the safety of the person or property of others,"]~~ *not likely cause grave personal injury to himself or others.*

(3) conditional releases may be on any basis as to duration, treatment or care deemed reasonable by the official approving the release. ~~["For the purpose of Section 12 (e), a patient released on a conditional basis shall be deemed to be a retained patient."]~~

(c) Any person in a facility who fails or refuses to execute the application provided for in Sections 11 (f) and 11 (g) of this subtitle ~~["; or who has not been recertified pursuant to Section 12 (e)"]~~ shall be released.

19.

Each facility which has, as patients, any persons admitted under the provisions of this subtitle, shall make and retain in a separate and secure area of the facility, complete records of each such patient. Such records shall contain copies of all data required by this Article, and such additional information as may be required by the Department. Such records shall be open for inspection by persons designated by the Commissioner and in accordance with the provisions of the Privileged Communications Act, Article 35, Section 13A, but shall be closed to all other persons. *All records retained by any facility regarding the admission and confinement of persons prior to*