

designee shall recommend an appropriate program.

(e) Every mentally retarded person admitted to a facility pursuant to this section shall, upon admission, be notified in writing of the date, time and place of a hearing to be held regarding his admission status. The proponent of said admission shall be notified as soon as possible, but no later than within five (5) days in writing of the date, time and place of a hearing to be held regarding the admission status. Such notice shall, in addition to the notification required in § 12 of this subtitle, set forth the name or names of the proponent of the person's admission and shall, in addition, notify the person admitted of the right to consult legal counsel, the right to be represented by counsel, and the right to call witnesses and present evidence at the scheduled hearing. The notice shall also advise of the availability of legal services of the Legal Aid Bureaus, Lawyer Referral Services, and such other agencies as then may exist for the referral of persons in need of legal counsel.

(f) Every person admitted pursuant to this section shall be afforded a hearing within [twenty-one (21)] 21 days of his admission to a facility.

(g) The provisions of this section shall apply to every mentally retarded person admitted to a facility pursuant to § 9 of this article or any other provision of law, who shall become 21 years of age subsequent to his admission.

(h) The Secretary of Health and Mental Hygiene shall be responsible for promulgating rules and regulations to carry out the provisions of this section.

12.

(b) [No] A mentally retarded person admitted pursuant to §§ 9, 10 and 11 of this subtitle may NOT be retained for more than three [(3)] days after the person who applied for his admission requests his release.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1975.

Approved May 15, 1975.

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CHAPTER 883

(House Bill 1578)