

trial the alleged drug addict OR DRUG ABUSER shall have the right to be represented by counsel, to present witnesses on his behalf, and to cross-examine witnesses. For the purposes of this [section] SUBSECTION, in a proceeding in which [the] AN alleged DRUG addict's spouse is the petitioner, [no] A communication made by the alleged DRUG addict to [such] THE spouse [shall be deemed] IS NOT confidential within the provision of statute or other law relating to confidential communications between husband and wife. If, from the facts ascertained upon the hearing, the proofs produced, the petition, and the report of the medical examination, the jury, or, if there be no jury, the court [shall determine] DETERMINES by a preponderance of the evidence that [such person] THE INDIVIDUAL is a drug addict OR DRUG ABUSER, the court shall immediately issue an order certifying [such person] THE INDIVIDUAL to the care and custody of the [Authority] ADMINISTRATION for the period provided in subsection [(e)] (N) of this section.

[(d) (4)] (M) If an alleged drug addict [under this section be] OR DRUG ABUSER IS under the age of eighteen years and unmarried and a dependent or in the legal custody of his parent, legal guardian or next of kin, the court shall serve on such parent, legal guardian, or next of kin, copies of all orders served on the alleged DRUG addict OR DRUG ABUSER, and the court may require the presence of such parent, legal guardian, or next of kin at any stage of the judicial proceedings under this section.

[(e)] (N) (1) The duration of commitment to the [Authority] ADMINISTRATION shall consist of the total of all periods of inpatient and outpatient care, and shall be an unspecified period which shall commence and terminate as provided in PARAGRAPH (2) OF THIS subsection [(e)(2) of this section]. The court shall not fix the minimum or maximum length of the period.

[(e)] (2) The period shall commence on the date the order of certification is made and shall terminate upon the first to occur of (i) the discharge of [such] THE drug addict OR DRUG ABUSER by the [Authority] ADMINISTRATION as rehabilitated, or (ii) the expiration of a period of [seven] 5 years from the date [such] THE period commenced. However, the period of the initial inpatient care received by [an] A DRUG addict OR DRUG ABUSER immediately following an order of commitment under this section may not exceed two years. If on the first anniversary of the order of commitment the DRUG addict OR DRUG ABUSER is still receiving initial inpatient care, the [Authority] ADMINISTRATION must apply for and receive an order from the committing court approving further inpatient care.

[(e) (3)] (O) Whenever the [Authority shall conclude] ADMINISTRATION DETERMINES that a person committed pursuant to this section is not a fit subject for rehabilitation, the [Authority] ADMINISTRATION shall return [such] THE person to the committing court [for an order terminating the commitment].