

"Private facility" § 7-101
 "State facility" § 7-101
 "Treatment" § 7-101

7-505. HEARING ON ADMISSIONS.

(A) HEARING REQUIRED.

WITHIN 21 DAYS AFTER THE ADMISSION OF AN INDIVIDUAL UNDER THIS SUBTITLE, A HEARING OFFICER OF THE DEPARTMENT SHALL HOLD A HEARING ON THE ADMISSION IN ACCORDANCE WITH RULES AND REGULATIONS THAT THE SECRETARY ADOPTS.

(B) NOTICE OF HEARING.

WRITTEN NOTICE OF THE DATE, TIME, AND PLACE OF THE HEARING SHALL BE GIVEN:

- (1) ON ADMISSION, TO THE INDIVIDUAL; AND
- (2) AS SOON AS POSSIBLE, BUT NO LATER THAN 5 DAYS AFTER THE ADMISSION, TO THE PROPONENT OF THE ADMISSION.

(C) ADDITIONAL INFORMATION.

THE NOTICE ALSO SHALL STATE:

- (1) THE NAME OF EACH PROPONENT OF THE ADMISSION;
- (2) THE RIGHT OF THE INDIVIDUAL WHO HAS BEEN ADMITTED:
 - (I) TO CONSULT WITH AND BE REPRESENTED BY A LAWYER; AND
 - (II) TO CALL WITNESSES AND OFFER EVIDENCE AT THE HEARING ON THE ADMISSION; AND
 - (3) THE AVAILABILITY OF THE SERVICES OF THE LEGAL AID BUREAUS, LAWYER REFERRAL SERVICES, AND OTHER AGENCIES THAT EXIST FOR THE REFERRAL OF INDIVIDUALS WHO NEED LEGAL COUNSEL.

REVISOR'S NOTE: This section is new language that combines, without substantive change, former Article 59A, §§ 10(e) through (g) and 11(d) through (f).

In subsection (a) of this section, the reference to a "hearing officer of the Department" is new language added for clarity. This addition is based on former Article 41, § 206A(c)(1) -- now § 7-507 of this subtitle -- which referred to the decision of a hearing officer as a final decision for purposes of review.