

The only other changes are in style.

The second sentence of former Article 2C, § 313, which enabled the Administration to recommend legislation to the Governor and the General Assembly to carry out this section, is deleted as unnecessary in light of the duties of the Administration under § 8-204 of this title.

Defined term: "Administration" § 8-101

8-510. COMMITMENT OF INDIVIDUAL CHARGED WITH CRIME.

(A) IN GENERAL.

(1) IF A DISTRICT COURT OR CIRCUIT COURT JUDGE IS SATISFIED THAT A DEFENDANT IN A CRIMINAL CASE IS A CHRONIC ALCOHOLIC, THE JUDGE MAY COMMIT THE DEFENDANT TO THE DEPARTMENT FOR EVALUATION AND TREATMENT, UNDER THE CONDITIONS THAT THE JUDGE SETS.

(2) THE DEPARTMENT SHALL ACCEPT CUSTODY OF THE INDIVIDUAL.

(B) TERM OF COMMITMENT.

(1) A COMMITMENT UNDER THIS SECTION SHALL BE FOR AT LEAST 96 HOURS AND NOT MORE THAN 6 WEEKS.

(2) EXCEPT DURING THE FIRST 96 HOURS AFTER COMMITMENT, THE SECRETARY OR A DESIGNEE OF THE SECRETARY MAY TERMINATE THE COMMITMENT IF THE SECRETARY OR DESIGNEE DETERMINES THAT CONTINUED COMMITMENT:

(I) IS NOT IN THE BEST INTEREST OF THE INDIVIDUAL; OR

(II) DOES NOT SERVE ANY USEFUL PURPOSE.

(C) NOTICE BEFORE RELEASE.

BEFORE AN INDIVIDUAL IS RELEASED FROM COMMITMENT UNDER THIS SECTION, THE SECRETARY OR DESIGNEE SHALL GIVE THE JUDGE THAT ORDERED COMMITMENT NOTICE OF THE PROPOSED DATE AND TIME OF RELEASE.

REVISOR'S NOTE: This section is new language that combines, without substantive change, former Article 16, § 49 and CJ § 4-305, as those sections related to chronic alcoholics.

The provisions of former Article 16, § 49 and CJ § 4-305 that related to drug addicts now appear in § 9-701 of this article.