

"Drug abuser" § 9-101

SUBTITLE 5. VOLUNTARY ADMISSIONS.

9-501. VOLUNTARY ADMISSIONS.

(A) ADMISSION AUTHORIZED.

IN ACCORDANCE WITH THE RULES AND REGULATIONS THAT THE ADMINISTRATION ADOPTS, THE ADMINISTRATIVE HEAD OF ANY CERTIFIED FACILITY MAY ADMIT AS A PATIENT ANY DRUG ABUSER WHO IS SUITABLE FOR CARE AND TREATMENT IF APPLICATION FOR ADMISSION IS MADE:

(1) VOLUNTARILY BY THE DRUG ABUSER; OR

(2) BY A PARENT, GUARDIAN, OR NEXT OF KIN FOR AN UNMARRIED MINOR IN THE LEGAL CUSTODY OF, OR DEPENDENT ON, THE PARENT, GUARDIAN, OR NEXT OF KIN.

(B) RETENTION.

IF, AFTER ADMISSION OF A PATIENT UNDER THIS SECTION, THE ADMINISTRATIVE HEAD OF THE CERTIFIED FACILITY DETERMINES THAT IT IS IN THE BEST INTEREST OF THE PATIENT, THE FACILITY MAY KEEP THE PATIENT FOR NOT MORE THAN 30 DAYS FOR CARE AND TREATMENT.

(C) DISCHARGE.

(1) EXCEPT DURING THE FIRST 10 DAYS AFTER ADMISSION UNDER THIS SECTION, THE ADMINISTRATIVE HEAD OF THE CERTIFIED FACILITY MAY DISCHARGE THE PATIENT IF:

(I) THE PATIENT HAS RECOVERED; OR

(II) THE ADMINISTRATIVE HEAD DOES NOT CONSIDER THE PATIENT SUITABLE FOR TREATMENT IN THE CERTIFIED FACILITY.

(2) A DISCHARGE OF AN INDIVIDUAL UNDER THIS SUBSECTION DOES NOT PREVENT THE INDIVIDUAL FROM PETITIONING FOR COMMITMENT TO THE ADMINISTRATION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43B, § 7.

Throughout this section, references to "certified facility" are substituted for "any facility approved by the Administration pursuant to § 5(k)", "such public facility", and "the public facility", for consistency and, since there appeared to be no intent to limit subsections (b) and (c) of this section to facilities of the