

While this revision results in repetition, it avoids the confusion of excessive cross-referencing and the attendant disclaimer in cases of conflict. Therefore, former Article 43B, § 12(b) and the first clause of the third sentence of former Article 43B, § 13 are deleted as unnecessary.

Defined term: "Administration" § 9-101

9-602. CIVIL NATURE OF PROCEEDINGS.

A DETERMINATION THAT AN INDIVIDUAL IS A DRUG ABUSER AND A COMMITMENT OF THE INDIVIDUAL UNDER THIS SUBTITLE IS NOT A CRIMINAL CONVICTION.

REVISOR'S NOTE: This section is new language derived without substantive change from the first sentence of former Article 43B, § 10(a) and revised to apply to any proceeding under this subtitle. See revisor's note to § 9-601 of this subtitle.

The former phrase "drug addict" is deleted as unnecessary in light of the use of the defined term "drug abuser".

Defined term: "Drug abuser" § 9-101

9-603. COMMITMENT FACILITIES.

NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBTITLE, A COURT MAY NOT COMMIT AN INDIVIDUAL TO THE ADMINISTRATION, UNTIL THE ADMINISTRATION:

(1) DESIGNATES A FACILITY FOR ADMISSION OF THE INDIVIDUAL; AND

(2) CERTIFIES THAT THE FACILITY HAS AVAILABLE SPACE AND ADEQUATE STAFF.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43B, § 16.

The defined term "Administration" is substituted for the obsolete references to the former Drug Abuse Authority.

Defined term: "Administration" § 9-101

9-604. PARTIES TO PROCEEDINGS.

(A) STATE.