

In subsection (d)(2) of this section, the references to the "administrative head" of the detention facility are substituted for references to its "director or head", to avoid confusion with the Director of the Administration.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that the reference in subsection (b)(3)(i) of this section to "registered mail" is unclear. Article 1, § 20 of the Code provides that a reference to "registered mail" means "certified mail", but does not require a return receipt request, as under the definition of "registered mail" in Maryland Rule § 5aa. and Maryland District Rule § 5t.

Defined terms: "Administration" § 9-101
"Drug addict" § 9-101

9-623. APPEARANCE BEFORE COURT.

WHEN THE INDIVIDUAL FOR WHOM COMMITMENT IS SOUGHT UNDER PART III OF THIS SUBTITLE APPEARS BEFORE THE COURT, THE COURT SHALL:

(1) GIVE THE INDIVIDUAL A COPY OF EACH PAPER NOT YET SERVED ON THE INDIVIDUAL;

(2) IF THE INDIVIDUAL DOES NOT HAVE COUNSEL, ADVISE THE INDIVIDUAL OF THE INDIVIDUAL'S RIGHT TO COUNSEL; AND

(3) ADVISE THE INDIVIDUAL THAT:

(I) IF THE COURT FINDS REASONABLE GROUNDS TO BELIEVE THAT THE INDIVIDUAL IS A DRUG ADDICT, THE COURT WILL ORDER THE INDIVIDUAL TO HAVE A MEDICAL EXAMINATION;

(II) AFTER THE MEDICAL EXAMINATION, THE INDIVIDUAL MUST APPEAR AGAIN BEFORE THE COURT;

(III) IF THE PETITION AND THE REPORT OF THE MEDICAL EXAMINATION SET FORTH REASONABLE GROUNDS TO BELIEVE THAT THE INDIVIDUAL IS A DRUG ADDICT, THE COURT MAY COMMIT THE INDIVIDUAL TO THE ADMINISTRATION; AND

(IV) BEFORE COMMITMENT MAY BE ORDERED, THE INDIVIDUAL HAS A RIGHT TO A TRIAL.

REVISOR'S NOTE: Items (1) and (3) of this section are new language derived without substantive change from the first and second sentences of former Article 43B, § 9(f), as that subsection related to petitions by individuals other than the