

Defined terms: "Administration" § 9-101
"County" § 1-101 "Drug addict" § 9-101

9-639. ACTION ON PETITION.

WHEN A PETITIONER UNDER PART V OF THIS SUBTITLE APPEARS BEFORE THE COURT, THE COURT SHALL:

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

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

(3) ADVISE THE PETITIONER THAT:

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

(II) AFTER THE MEDICAL EXAMINATION, THE PETITIONER 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 PETITIONER IS A DRUG ADDICT, THE COURT MAY COMMIT THE PETITIONER TO THE ADMINISTRATION; AND

(IV) BEFORE COMMITMENT MAY BE ORDERED, THE PETITIONER HAS A RIGHT TO A HEARING.

REVISOR'S NOTE: Items (1) and (3) of this section are new language added to reflect the substance of the first and second sentences of former Article 43B, § 9(f), which, by incorporation by reference, applied to a commitment proceeding under Part V of this subtitle. See revisor's note to § 9-601 of this subtitle.

Item (2) of this section is new language added as a reference to the right of the individual to counsel, which now appears in § 9-605 of this subtitle. See also § 9-607(b) of this subtitle.

In item (3)(i) of this section, the former reference to a medical examination "at a facility designated by the Administration" is deleted as unnecessary in light of § 9-608(2) of this subtitle.

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