

(3) THE PETITIONER IS A DANGER TO THE LIFE OR SAFETY OF THE PETITIONER OR ANOTHER; AND

(4) THERE IS NO AVAILABLE LESS RESTRICTIVE FORM OF INTERVENTION THAT IS CONSISTENT WITH THE WELFARE AND SAFETY OF THE PETITIONER.

REVISOR'S NOTE: This section is new language added to reflect the substance of the first paragraph of former Article 43B, § 9(a), except the first two clauses of that paragraph, and the first through sixth sentences and the eighth sentence of (1)(2), which, by cross-reference, applied to the proceedings under Part V of this subtitle. See revisor's note to § 9-601 of this subtitle.

Subsection (b)(3)(i) of this section is new language substituted for the former, limited right "to present witnesses on his behalf", to conform to similar provisions elsewhere in this article.

In subsection (b)(3) of this section, the former reference to the right to counsel is deleted as unnecessary in light of § 9-605 of this subtitle.

In subsection (b)(4) of this section, the former, ambiguous reference "if deemed advisable" is deleted as unnecessary in light of the word "may".

In subsection (c) of this section, the term "trier of fact" is substituted for the references to the "judge" and "jury", for brevity and clarity.

Also in subsection (c) of this section, the former provision "all relevant evidence and testimony is presented and following summation and argument by the parties, on consideration of all the evidence and testimony of record" is deleted as unnecessary.

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

9-643. CERTIFICATION TO CORRECTIONAL INSTITUTION.

IF THE COURT DOES NOT COMMIT THE INDIVIDUAL UNDER PART V OF THIS SUBTITLE, THE COURT SHALL CERTIFY THAT DETERMINATION AND RETURN THE DEFENDANT TO THE CORRECTIONAL INSTITUTION TO RESUME SERVING THE SENTENCE.

REVISOR'S NOTE: This section is new language added to