

exclude these individuals from examination requirements.

Subsection (d) of this section is revised to reflect the substance of former Article 59, §§ 11(f) and (g) and 12(e), rather than merely to cross-reference those provisions.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that subsection (c) of this section imposes requirements for conditional release from a State facility that are not imposed for conditional release from other facilities. The General Assembly may wish to consider whether these differences are intentional.

Defined terms: "Admission" § 10-101
 "County" § 1-101 "Person" § 1-101
 "Director" § 10-101 "Physician" § 1-101
 "Facility" § 10-101 "Release" § 10-801
 "Includes"/ "State facility" § 10-101
 "including" § 1-101 "Treatment" § 10-101
 "Mental disorder" § 10-101

10-807. TRANSFERS BETWEEN FACILITIES.

(A) MATTERS FOR DETERMINATION.

THE DIRECTOR MAY TRANSFER AN INDIVIDUAL FROM A PUBLIC FACILITY TO ANOTHER PUBLIC FACILITY OR, IF A PRIVATE FACILITY AGREES, TO THAT PRIVATE FACILITY, IF THE DIRECTOR FINDS THAT:

(1) THE INDIVIDUAL EITHER CAN RECEIVE BETTER CARE OR TREATMENT IN OR WOULD BE MORE LIKELY TO BENEFIT FROM CARE OR TREATMENT AT THE OTHER FACILITY; OR

(2) THE SAFETY OR WELFARE OF OTHER INDIVIDUALS WOULD BE FURTHERED.

(B) RESIDENTS OF OTHER STATES.

THE DIRECTOR MAY TRANSFER ANY INDIVIDUAL WHO IS A RESIDENT OF ANOTHER STATE TO A FACILITY IN THAT STATE IF THE DIRECTOR FINDS THAT THE TRANSFER IS FEASIBLE.

(C) RECORD; NOTICE.

(1) ANY FINDING THAT THE DIRECTOR MAKES UNDER SUBSECTION (A) OR (B) OF THIS SECTION SHALL BE IN WRITING AND FILED WITH THE RECORDS OF THE INDIVIDUAL INVOLVED.

(2) A COPY OF THE FINDING AND THE NOTICE TO THE