

(1) RETURN AN INDIVIDUAL TO THE FACILITY FROM WHICH THE INDIVIDUAL ESCAPED; AND

(2) BE USED TO PROTECT INDIVIDUALS OR PROPERTY AT THE FACILITY.

REVISOR'S NOTE: This section formerly appeared as Article 59, § 32(b).

The term "administrative head" is substituted for "superintendent", to standardize the references to this position.

The phrase "public or private", which formerly modified "facility", is deleted as unnecessary.

The only other changes are in style.

The provisions on special police commissions appear in Article 41, §§ 60 through 70 of the Code.

Defined term: "Facility" § 10-101.

SUBTITLE 10. PROHIBITED ACTS; PENALTIES; CIVIL LIABILITY.

10-1001. OPERATING WITHOUT LICENSE.

(A) OPERATION PROHIBITED.

A PERSON MAY NOT OPERATE A PRIVATE, INPATIENT FACILITY UNLESS LICENSED BY THE DEPARTMENT.

(B) PENALTY FOR FACILITY OPERATOR.

A PERSON WHO OPERATES A PRIVATE, INPATIENT FACILITY IN VIOLATION OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$10,000.

(C) PENALTY FOR EMPLOYEES, OFFICERS, OR DIRECTORS AND OTHER VIOLATORS.

AN EMPLOYEE, OFFICER, OR DIRECTOR OF A PRIVATE, INPATIENT FACILITY OPERATOR OR ANY OTHER PERSON, WHO KNOWINGLY PARTICIPATES IN A VIOLATION OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$5,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.

(D) ADDITIONAL LIABILITY.

IN ADDITION TO ANY OTHER PENALTIES SPECIFIED IN THIS SECTION, AN INDIVIDUAL WHO IS ADMITTED OR HELD AGAINST THE INDIVIDUAL'S WILL BY A PERSON WHO IS OPERATING A PRIVATE,