

INPATIENT FACILITY WITHOUT A LICENSE MAY RECOVER CIVIL DAMAGES FROM THAT PERSON AND FROM ANY OTHER PERSON WHO KNOWINGLY PARTICIPATES IN THE ADMISSION OR DETENTION.

REVISOR'S NOTE: Subsection (a) of this section is new language derived without substantive change from former Article 59, § 33(a) and revised in the standard language used to express a prohibition against operating a private, inpatient facility without a license.

Subsections (b) through (d) of this section are new language derived without substantive change from former Article 59, § 36.

As to the references to "operat<sup>f</sup>ing<sup>g</sup> a private, inpatient facility", see revisor's note to § 10-503 of this title.

In subsection (a) of this section, the former reference to the use of a private facility "for the purpose of care or treatment of such disorder" is deleted as unnecessary in light of the definition of "facility".

Subsection (b) of this section is revised to clarify that the operator, rather than the facility, violates this section.

In subsections (b) and (c) of this section, the phrase "violation of this section" is substituted for the references to "violation of § 33 of this subtitle" and "violation of subsection (a) above", to reflect the revision of those provisions together in this section.

In subsection (d) of this section, the former phrase "while its license is suspended or revoked" is deleted as unnecessary in light of the broad reference to "operating a private, inpatient facility without a license".

Defined terms: "Admission" § 10-101  
 "Department" § 1-101 "Person" § 1-101  
 "Facility" § 10-101

10-1002. FALSE APPLICATION OR CERTIFICATE; UNLAWFUL DETENTION.

(A) PROHIBITED.

A PERSON MAY NOT:

(1) KNOWINGLY MAKE A FALSE APPLICATION OR CERTIFICATE IN CONNECTION WITH THE ADMISSION OR DETENTION OF