

## 16-302. COSTS OF COURT ORDERED EXAMINATIONS.

## (A) STATE TO ASSUME COSTS.

(1) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, IF ANY INDIVIDUAL IS EXAMINED UNDER A COURT ORDER BY A REPRESENTATIVE OF THE MENTAL HYGIENE ADMINISTRATION, THE A REASONABLE COST OF THE EXAMINATION SHALL BE ASSUMED BY THIS STATE.

(2) THE ADMINISTRATION IS SUBROGATED TO ANY RIGHT OR RIGHT OF ACTION THAT THE INDIVIDUAL EXAMINED HAS UNDER THE TERMS OF ANY INSURANCE POLICY TO RECOVER THE COSTS OF THESE SERVICES.

## (B) EXCEPTION.

IF THE EXAMINATION IS REQUESTED BY THE INDIVIDUAL BEING EXAMINED:

(1) THE INDIVIDUAL IS RESPONSIBLE FOR PAYMENT OF THE APPROPRIATE FEE; AND

(2) THE ADMINISTRATION MAY ASK AND THE COURT MAY REQUIRE THE INDIVIDUAL TO POST A BOND FOR PAYMENT OF THAT FEE.

REVISOR'S NOTE: This section formerly appeared as Article 59, § 46.

In subsection (a)(1) of this section, the term "Mental Hygiene Administration" is substituted for the reference "Department", which referred to the former Department of Mental Hygiene.

As to subsection (a)(2) of this section, the Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that the former law was unclear as to who is entitled to keep the payment recovered under an insurance policy. This section is revised to provide for subrogation, for clarity. See also § 16-406 of this title.

The only other changes are in style.

## 16-303. DISPOSITION OF PROPERTY ON DEATH OR ESCAPE OF INDIVIDUAL.

## (A) SCOPE OF SECTION.

THIS SECTION DOES NOT APPLY TO FUNDS THAT ARE DERIVED FROM BENEFITS PAYABLE UNDER LAWS ADMINISTERED BY THE VETERANS' ADMINISTRATION.