

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1984.

Approved May 15, 1984.

CHAPTER 429

(House Bill 610)

AN ACT concerning

Mentally Ill Individual's Rights - Protection

FOR the purpose of providing that the State designated protection and advocacy agency shall have access to certain records under certain circumstances; providing that the State designated advocacy and protection agency shall interview an individual whose rights have been allegedly violated under certain circumstances; and generally relating to the investigation of alleged violations of the rights of mentally ill individuals in certain facilities in the State.

BY adding to

Article - Health - General
Section 10-701(e)
Annotated Code of Maryland
(1982 Volume and 1983 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Health - General

10-701.

(E) (1) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, WHEN THE STATE DESIGNATED PROTECTION AND ADVOCACY AGENCY FOR PERSONS WITH DEVELOPMENTAL DISABILITIES HAS RECEIVED AND DOCUMENTED A REQUEST FOR AN INVESTIGATION OF A POSSIBLE VIOLATION OF THE RIGHTS OF AN INDIVIDUAL IN A FACILITY THAT IS OWNED AND OPERATED BY THE DEPARTMENT OR UNDER CONTRACT TO THE DEPARTMENT TO PROVIDE MENTAL HEALTH SERVICES IN THE COMMUNITY UNDER THIS SUBTITLE, THE EXECUTIVE DIRECTOR OF THE PROTECTION AND ADVOCACY AGENCY OR THE EXECUTIVE DIRECTOR'S DESIGNEE:

~~(1) -- SHALL -- HAVE -- ACCESS -- TO -- THE -- RECORDS -- OF -- THE -- INDIVIDUAL -- WHOSE -- RIGHTS -- HAVE -- BEEN -- ALLEGEDLY -- VIOLATED -- UNDER -- THIS -- SUBTITLE,~~