

[(d)] (E) (1) The administrative head of a facility may transfer any individual to a federal agency for care or treatment if the federal agency certifies that facilities are available for the individual and that the individual is eligible for care or treatment.

(2) The facility shall give a proper officer of the court that ordered commitment notice of the transfer when it is made.

(3) An individual may not be transferred under this subsection if the individual is confined under a conviction of a crime or if the individual is committed under Title 12 of this article unless, after appropriate motion and hearing, the court or other authority that committed the individual orders the transfer.

[(e)] (F) Any individual transferred under this section is deemed to be committed to the federal agency under the original commitment.

[(f)] (G) This section applies to residents and nonresidents of this State found in this State or on any federal reservation in this State.

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 10-809(a) through (c), respectively, of Article - Health - General of the Annotated Code of Maryland be renumbered to be Section(s) 10-809(b) through (d), respectively.

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - Health - General

10-809.

(A) WHENEVER A RELEASE OF AN INDIVIDUAL FROM A FACILITY IS PLANNED, THE ADMINISTRATIVE HEAD OF THE FACILITY OR A DESIGNEE OF THE ADMINISTRATIVE HEAD, WITH THE CONSENT OF THE INDIVIDUAL, SHALL NOTIFY THE PARENT~~7~~-GUARDIAN~~7~~, OR NEXT OF KIN ABOUT THE PROPOSED RELEASE. IN THE CASE OF A MINOR CHILD OR AN INDIVIDUAL WHO IS ASSIGNED A LEGAL GUARDIAN, THE PARENT OF THE MINOR CHILD OR THE LEGAL GUARDIAN OF THE INDIVIDUAL SHALL BE NOTIFIED OF ANY PLANNED RELEASE.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1985.

Approved May 28, 1985.

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