

LICENSEE FAILS TO COMPLY WITH THE APPLICABLE LAWS, RULES, OR REGULATIONS OF THIS STATE.

(B) ANY APPLICANT OR LICENSEE WHO KNOWINGLY AND WILLFULLY MAKES A FALSE STATEMENT IN CONNECTION WITH AN APPLICATION UNDER THIS SUBTITLE, SHALL BE GUILTY OF A MISDEMEANOR, AND UPON CONVICTION, SHALL BE SUBJECT TO A FINE NOT TO EXCEED \$1,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.

(B) (C) EXCEPT AS OTHERWISE PROVIDED IN TITLE 10, SUBTITLE 4 OF THE STATE GOVERNMENT ARTICLE, BEFORE THE ADMINISTRATION TAKES ANY ACTION UNDER THIS SECTION, THE ADMINISTRATION SHALL GIVE THE APPLICANT OR LICENSEE NOTICE AND AN OPPORTUNITY FOR A HEARING.

SUBTITLE 10. RIGHTS OF INDIVIDUALS.

PART I. FUNDAMENTAL RIGHTS.

7-1001.

IN THIS SUBTITLE, "LICENSEE" MEANS:

- (1) A PERSON WHO IS LICENSED BY THE ADMINISTRATION TO PROVIDE SERVICES; AND
- (2) A STATE RESIDENTIAL CENTER.

7-1002.

(A) "QUALIFIED DEVELOPMENTAL DISABILITY PROFESSIONAL" SHALL BE DEFINED BY RULE AND REGULATION.

(B) IT IS THE POLICY OF THIS STATE THAT, IN ADDITION TO ANY OTHER RIGHTS, EACH INDIVIDUAL WHO RECEIVES ANY SERVICES PROVIDED BY THE ADMINISTRATION OR BY A LICENSEE HAS THE FOLLOWING BASIC RIGHTS:

- (1) THE RIGHT TO BE TREATED WITH COURTESY, RESPECT, AND FULL RECOGNITION OF HUMAN DIGNITY AND INDIVIDUALITY;
- (2) THE RIGHT TO RECEIVE TREATMENT, SERVICES, AND HABILITATION IN THE LEAST RESTRICTIVE ENVIRONMENT THAT IS AVAILABLE, ADEQUATE, APPROPRIATE, AND IN COMPLIANCE WITH RELEVANT LAWS AND REGULATIONS;
- (3) THE RIGHT TO BE FREE FROM MENTAL AND PHYSICAL ABUSE;
- (4) THE RIGHT TO BE FREE FROM CHEMICAL RESTRAINTS, EXCEPT FOR MINIMAL RESTRAINTS THAT A PHYSICIAN AUTHORIZES, IN WRITING, FOR A CLEARLY INDICATED MEDICAL NEED AND MAKES A PERMANENT PART OF THE INDIVIDUAL'S RECORD;