

(ii) The Administration or any peace officer or police officer may return the individual to the physical custody of the Administration.

(2) If an individual is returned for inpatient care under this subsection, the Administration shall give the court that ordered commitment written notice of the return within 5 days.

(d) An individual may not be returned for inpatient care under this section for more than 1 year. After that 1-year period, the Administration may:

(1) Release the individual under this section; or

(2) Return the individual to the court that ordered commitment for termination of the commitment.

[9-650.] 8-641.

(a) Subject to the limitations of this section, the Administration shall discharge as rehabilitated an individual who has been committed to the Administration if the Administration believes that the individual:

(1) Substantially has refrained from the use of unauthorized drugs;

(2) While an outpatient, has complied with the rules and regulations of the treatment agency for at least 2 consecutive years; and

(3) Otherwise has complied with the conditions of release.

(b) At least 10 days before the discharge of an individual as rehabilitated, the Administration shall file a certificate of discharge with the court that ordered commitment.

(c) (1) The Administration:

(i) May not discharge within the first 2 years of commitment any individual who has been committed under Part IV of this subtitle; and

(ii) On or before the effective date of discharge, shall return the individual to the court that ordered commitment.

(2) On return of the individual, the court shall order the termination of the pending criminal proceeding without imposition of sentence.