

Article - Health - General

SUBTITLE 6A. ALCOHOL ABUSE AND DRUG ABUSE TREATMENT FOR INMATES.

8-6A-01.

(A) (1) IN THIS SECTION SUBTITLE, THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "ALCOHOL ABUSE AND DRUG ABUSE TREATMENT PROGRAM" HAS THE MEANING STATED IN § 8-403(A) OF THIS ~~SUBTITLE~~ TITLE.

(3) "INMATE" MEANS:

(I) A PERSON DETAINED IN A LOCAL OR STATE CORRECTIONAL FACILITY; OR

(II) A CHILD COMMITTED TO CUSTODY OR GUARDIANSHIP UNDER § 3-820(C) OF THE COURTS ARTICLE FOR A PERIOD OF MORE THAN 90 DAYS.

(B) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (C) OF THIS SECTION, AN INMATE ~~DETAINED IN A LOCAL OR STATE CORRECTIONAL FACILITY~~ WHO IS DETERMINED BY A PHYSICIAN LICENSED UNDER § 14-301 OF THE HEALTH OCCUPATIONS ARTICLE OR A MENTAL HEALTH PROFESSIONAL WHO HAS A MASTER'S DEGREE IN A MENTAL HEALTH FIELD AND HAS EXPERTISE IN THE TREATMENT OF SUBSTANCE ABUSE TO HAVE AN ALCOHOL OR DRUG DEPENDENCE SHALL BE PLACED IN AN APPROPRIATE ALCOHOL ABUSE AND DRUG ABUSE TREATMENT PROGRAM UNDER THE SUPERVISION OF THE PHYSICIAN OR THE MENTAL HEALTH PROFESSIONAL.

(C) ANY TREATMENT PRESCRIBED FOR ALCOHOL OR DRUG DEPENDENCE MAY NOT COMMENCE UNTIL THE INMATE TO BE TREATED HAS CONSENTED IN WRITING TO THE TREATMENT.

(D) ALL PROCEDURES AND STANDARDS RELATING TO THE DETERMINATION OF AN ALCOHOL OR DRUG DEPENDENCE AND THE TREATMENT OF AN INMATE WHO HAS AN ALCOHOL OR DRUG DEPENDENCE SHALL BE SUBJECT TO THE REGULATIONS ADOPTED BY THE ADMINISTRATION.

(E) THE ADMINISTRATION SHALL ADOPT REGULATIONS TO IMPLEMENT THE PROVISIONS OF THIS SECTION.

(F) THE GOVERNOR SHALL PROVIDE FUNDING IN THE ANNUAL BUDGET FOR ~~THE PROVISION OF~~ ALCOHOL ABUSE AND DRUG ABUSE TREATMENT PROGRAMS UNDER THIS SECTION.

8-6A-02

ON DECEMBER 1, 2000 1999, AND EACH DECEMBER 1 THEREAFTER, THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES SHALL SUBMIT A REPORT IN ACCORDANCE WITH § 2-1312 OF THE STATE GOVERNMENT ARTICLE TO