

~~(B) The warden OR ADMINISTRATOR of [the Baltimore City Detention Center and his designees] A STATE DETENTION FACILITY OR LOCAL DETENTION FACILITY may authorize medical treatment of a juvenile inmate of the [jail] FACILITY when in [their] THE WARDEN'S OR ADMINISTRATOR'S judgment such treatment is required and a parent, guardian, or person in loco parentis of the juvenile is not on a timely basis available to give the authorization. No liability of any kind shall attach to the warden or [his designees] ADMINISTRATOR for authorizing such medical treatment in good faith.~~

700I.

(A) IN THIS SECTION, "CHIEF OFFICER OF A CORRECTIONAL FACILITY" MEANS:

(1) THE ADMINISTRATOR OR ADMINISTRATOR'S DESIGNEE OF A LOCAL DETENTION CENTER; OR

(2) THE WARDEN OR WARDEN'S DESIGNEE OF AN INSTITUTION UNDER THE JURISDICTION OF THE COMMISSIONER OF CORRECTION.

(B) (1) ON THE RECOMMENDATION OF A HEALTH CARE PROVIDER, THE CHIEF OFFICER OF A CORRECTIONAL FACILITY MAY AUTHORIZE MEDICAL TREATMENT OF A JUVENILE INMATE WHEN IN THE JUDGMENT OF THE CHIEF OFFICER THE TREATMENT IS NECESSARY AND A PARENT, GUARDIAN, OR PERSON IN LOCO PARENTIS OF THE JUVENILE IS NOT AVAILABLE ON A TIMELY BASIS TO GIVE THE AUTHORIZATION.

(2) LIABILITY MAY NOT ATTACH TO THE CHIEF OFFICER OF A CORRECTIONAL FACILITY FOR AUTHORIZING IN GOOD FAITH THE MEDICALLY NECESSARY TREATMENT.

Article 31B - Patuxent Institution

1.

(a) In this article, the following words have the meanings indicated unless the context clearly requires otherwise.

(e) "Director" means the director of Patuxent Institution.

(h) "Institution" means the Patuxent Institution.

9A.

(A) ON THE RECOMMENDATION OF A HEALTH CARE PROVIDER, THE DIRECTOR OF THE INSTITUTION OR THE DESIGNEE OF THE DIRECTOR MAY AUTHORIZE MEDICAL TREATMENT OF A JUVENILE INMATE WHEN IN THE JUDGMENT OF THE DIRECTOR OR THE DESIGNEE THE TREATMENT IS NECESSARY AND A PARENT, GUARDIAN, OR PERSON IN LOCO PARENTIS OF THE JUVENILE IS NOT AVAILABLE ON A TIMELY BASIS TO GIVE THE AUTHORIZATION.

(B) LIABILITY MAY NOT ATTACH TO THE DIRECTOR OR THE DESIGNEE OF THE DIRECTOR FOR AUTHORIZING IN GOOD FAITH THE MEDICALLY NECESSARY TREATMENT.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1997.