

- (i) Review the individual's clinical record;
- (ii) Consult with facility personnel who are responsible for implementing the individual's treatment plan;
- (iii) Consult with the individual regarding the reasons for refusing the medication;
- (iv) Review the individual's capacity to make decisions concerning treatment; and
- (v) Review the potential consequences of requiring the individual to accept the medication and of withholding the medication from the individual.

(2) The clinical review panel may not approve the medication where there are alternative treatments that are acceptable to both the individual and facility personnel who are directly responsible for implementing the individual's treatment plan.

(3) (i) The clinical review panel may approve the use of the medication for no more than a 60-day period.

(ii) After that period, if the patient continues to refuse the medication, the medication may be continued only if approved again by the clinical review panel every 60 days.]

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~~(A) (1) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.~~

~~(2) "PANEL" MEANS A CLINICAL REVIEW PANEL DELINEATED UNDER THIS SECTION WHICH, WHEN AN INDIVIDUAL OBJECTS TO THE ADMINISTRATION OF PRESCRIBED MEDICATION, MAKES AN EFFORT TO ASSIST THE INDIVIDUAL AND THE TREATING PHYSICIAN TO ARRIVE AT A SATISFACTORY TREATMENT PLAN AND WHICH THEN DETERMINES WHETHER PRESCRIBED MEDICATION IS AUTHORIZED TO BE ADMINISTERED DESPITE THE OBJECTION OF THE INDIVIDUAL.~~

~~(3) "MEDICATION" MEANS PSYCHIATRIC MEDICATION PRESCRIBED FOR THE TREATMENT OF A MENTAL DISORDER.~~

~~(4) "LAY ADVISOR" MEANS AN INDIVIDUAL KNOWLEDGEABLE ABOUT MENTAL HEALTH PRACTICE WHO ASSISTS INDIVIDUALS WITH RIGHTS COMPLAINTS AT THE FACILITY.~~

~~(B) AN INDIVIDUAL IN A FACILITY MAY REFUSE MEDICATION PRESCRIBED FOR TREATMENT OF A MENTAL DISORDER EXCEPT:~~

~~(1) WHEN A MEDICATION IS PROVIDED ON THE ORDER OF A PHYSICIAN IN AN EMERGENCY WHERE THE INDIVIDUAL PRESENTS A DANGER TO THE LIFE OR SAFETY OF THE INDIVIDUAL OR OTHERS; OR~~