

(1) INFORM THE INDIVIDUAL OF THE INDIVIDUAL'S RIGHT TO APPEAL THE DECISION UNDER SUBSECTION (K) OF THIS SECTION;

(2) INSURE THAT THE INDIVIDUAL HAS ACCESS TO A TELEPHONE AS PROVIDED UNDER § 10-702(B) OF THIS SUBTITLE;

(3) IF THE INDIVIDUAL REQUESTS A HEARING, NOTIFY THE CHIEF EXECUTIVE OFFICER OF THE FACILITY OR THE CHIEF EXECUTIVE OFFICER'S DESIGNEE PURSUANT TO SUBSECTION (K)(1) OF THIS SECTION AND GIVE THE INDIVIDUAL WRITTEN NOTICE OF THE DATE, TIME, AND LOCATION OF THE HEARING;

(4) ADVISE THE INDIVIDUAL OF THE PROVISION FOR RENEWAL OF AN APPROVAL UNDER SUBSECTION (M) OF THIS SECTION.

(K) (1) AN INDIVIDUAL MAY REQUEST AN ADMINISTRATIVE HEARING TO APPEAL THE PANEL'S DECISION BY FILING A REQUEST FOR HEARING WITH THE CHIEF EXECUTIVE OFFICER OF THE FACILITY OR THE CHIEF EXECUTIVE OFFICER'S DESIGNEE WITHIN 48 HOURS OF RECEIPT OF THE DECISION OF THE PANEL.

(2) WITHIN 24 HOURS OF RECEIPT OF A REQUEST FOR HEARING, THE CHIEF EXECUTIVE OFFICER OF THE FACILITY OR THE CHIEF EXECUTIVE OFFICER'S DESIGNEE SHALL FORWARD THE REQUEST TO THE OFFICE OF ADMINISTRATIVE HEARINGS.

(3) AN INITIAL PANEL DECISION AUTHORIZING THE ADMINISTRATION OF MEDICATION SHALL BE STAYED FOR 48 HOURS. IF A REQUEST FOR HEARING IS FILED, THE STAY SHALL REMAIN IN EFFECT UNTIL THE ISSUANCE OF THE ADMINISTRATIVE DECISION.

(4) THE OFFICE OF ADMINISTRATIVE HEARINGS SHALL CONDUCT A HEARING AND ISSUE A DECISION WITHIN 7 CALENDAR DAYS OF THE DECISION BY THE PANEL.

(5) THE ADMINISTRATIVE HEARING MAY BE POSTPONED BY AGREEMENT OF THE PARTIES OR FOR GOOD CAUSE SHOWN.

(6) THE ADMINISTRATIVE LAW JUDGE SHALL CONDUCT A DE NOVO HEARING TO DETERMINE IF THE STANDARDS AND PROCEDURES IN THIS SECTION ARE MET.

(7) AT THE HEARING, THE INDIVIDUAL REPRESENTING THE FACILITY:

(I) MAY INTRODUCE THE DECISION OF THE PANEL AS EVIDENCE; AND

(II) SHALL PROVE, BY A PREPONDERANCE OF THE EVIDENCE, THAT THE STANDARDS AND PROCEDURES OF THIS SECTION HAVE BEEN MET.