

CHAPTER 481

(House Bill 1373)

AN ACT concerning

Mentally Ill Individuals - Rights In Facilities

FOR the purpose of clarifying language relating to the rights of mentally ill individuals within facilities; requiring that facilities notify certain individuals of their rights in a certain manner; making technical changes; requiring facilities to implement a certain complaint procedure; and generally relating to the rights of mentally ill individuals in facilities.

BY repealing and reenacting, with amendments,

Article - Health - General
Section 10-701(c), 10-703, 10-706, 10-707, and 10-1003(a)
Annotated Code of Maryland
(1982 Volume and 1983 Supplement)

BY adding to

Article - Health - General
Section 10-701(e) and (f)
Annotated Code of Maryland
(1982 Volume and 1983 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Health - General

10-701.

(c) Each individual in a facility shall:

(1) Receive appropriate humane treatment and services in a manner that restricts the individual's personal liberty [in] WITHIN a facility only to the extent necessary and consistent with the individual's treatment needs and applicable legal requirements;

(2) Receive treatment in accordance with the APPLICABLE INDIVIDUALIZED PLAN OF REHABILITATION OR THE individualized treatment plan provided for in [§ 10-707] § 10-706 of this subtitle;

(3) Be free from restraints or seclusions except for restraints or seclusions that are: