

MAINE STATE LEGISLATURE

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LAWS

OF THE

STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWELFTH LEGISLATURE

SECOND REGULAR SESSION
January 8, 1986 to April 16, 1986

SECOND SPECIAL SESSION
May 28, 1986 to May 30, 1986

AND AT THE

THIRD SPECIAL SESSION
October 17, 1986

PUBLISHED BY THE DIRECTOR OF REVISOR OF STATUTES IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Co., Inc.
Augusta, Maine

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND TWELFTH LEGISLATURE
1985

office for 4 years from the first day of the next January and until another is chosen and qualified.

Effective July 16, 1986.

CHAPTER 615

S.P. 864 - L.D. 2178

AN ACT to Extend the Judicial Certification Procedures to Institutions Housing Mentally Retarded Persons.

Be it enacted by the People of the State of Maine as follows:

34-B MRSA §3872 is enacted to read:

§3872. Treatment of dually diagnosed persons

In the case of a patient who has been admitted to a state mental health institute on a voluntary or involuntary basis and who has also been diagnosed as mentally retarded, the chief administrative officer of the state mental health institute shall, after the patient has been a resident for a period of no more than 6 months, determine whether the patient is capable of giving informed consent to continued hospitalization.

If at that time the chief administrative officer of the state mental health institute determines that the patient is not capable of giving informed consent to continued hospitalization, the patient may be admitted for extended care and treatment only after judicial certification pursuant to the procedures contained in section 5475.

For the purpose of this section the state mental health institutes shall be considered facilities under section 5461, subsection 5.

Effective July 16, 1986.

CHAPTER 616

S.P. 784 - L.D. 1969

AN ACT to Protect the Confidentiality of Certain Utility Employee Records.