

**MENTAL HEALTH CODE (EXCERPT)**  
**Act 258 of 1974**

**330.1511 Administrative admission; objection.**

Sec. 511. (1) Objection may be made to the admission of any administratively admitted resident. Objections may be filed with the court by a person found suitable by the court or by the resident himself or herself if he or she is at least 13 years of age. An objection may be made not more than 30 days after admission of the resident, and may be made subsequently at any 6-month interval following the date of the original objection or, if an original objection was not made, at any 6-month interval following the date of admission.

(2) An objection shall be made in writing, except that if made by the resident, an objection to admission may be communicated to the court or judge of probate and the executive director of the community mental health services program by any means, including but not limited to oral communication or informal letter. If the resident informs the center that he or she desires to object to the admission, the center shall assist the resident in submitting his or her objection to the court.

(3) Upon receiving notice of an objection, the court shall schedule a hearing to be held within 7 days, excluding Sundays and holidays. The court shall notify the person who objected, the resident, the person who executed the application, the executive director, and the director of the center of the time and place of the hearing.

(4) The hearing shall be governed by those provisions of sections 517 to 522, including the appointment of counsel and an independent medical or psychological evaluation, that the court deems necessary to ensure that all relevant information is brought to its attention, and by the provisions of this section.

(5) The court shall sustain the objection and order the discharge of the resident if the resident is not in need of the care and treatment that is available at the center or if an alternative to the care and treatment provided in a center is available and adequate to meet the resident's needs.

(6) Unless the court sustains the objection and orders the discharge of the resident, the center may continue to provide residential and other services to the resident.

(7) Unwillingness or inability of the parent, guardian, or person in loco parentis to provide for the resident's management, care, or residence shall not be grounds for refusing to sustain the objection and order discharge, but in that event the objecting person may, or a person authorized by the court shall, promptly file a petition under section 637 or, if the resident is a juvenile, under section 2 of chapter XIIA of Act No. 288 of the Public Acts of 1939, being section 712A.2 of the Michigan Compiled Laws, to ensure that suitable management, care, or residence is provided.

**History:** 1974, Act 258, Eff. Nov. 6, 1974;—Am. 1995, Act 290, Eff. Mar. 28, 1996.