

CHAPTER 25
SERVICE OF FINAL ORDERS IN ASSISTED OUTPATIENT TREATMENT

§25-01 Introduction and Scope.

These rules apply to the service of final orders in the assisted outpatient treatment program within the City of New York.

§25-02 Definitions and Construction of Words and Terms.

- (a) **Act.** "Act" shall mean the New York State Mental Hygiene Law §9.60, as amended, entitled "assisted outpatient treatment."
- (b) **Inpatient Hospital Petitioner.** "Inpatient Hospital Petitioner" shall mean the director of a hospital, or a designee of such director, who files a petition under the Act applying for a court order directing an individual who is hospitalized in such hospital at the time of the filing in court of such petition to receive assisted outpatient treatment under the Act.
- (c) **Subject of the Petition.** "Subject of the Petition" shall have the meaning set forth in §9.60(a)(6) of the Act.

§25-03 Service of Orders on a Subject of the Petition under the Act by Inpatient Hospital Petitioners.

- (a) An Inpatient Hospital Petitioner shall promptly serve personally upon any individual who is the Subject of a Petition by such Petitioner any court orders issued under the Act pursuant to such petition.
- (b) Such Inpatient Hospital Petitioner shall promptly provide to the Department, in such form as the Department requires, an affidavit that the requirements of subdivision (a) of this section have been met, with a copy of the court order so served.

§25-04 Effect of Other Laws and Construction.

- (a) These rules shall be read and enforced in accordance with all applicable provisions of law, including, but not limited to, the New York State Mental Hygiene Law.
- (b) No provision herein shall limit the authority of the Department to take any other action it deems necessary, to enforce any provision of law within the jurisdiction of the Department.
- (c) If any provision of this Chapter is adjudged invalid by any court of competent jurisdiction, such judgment shall not affect or impair the validity of the remainder of this Chapter.