

645.240 Procedures when child objects to being discharged.

- (1) A child admitted to a hospital pursuant to KRS 645.030 may object to a discharge requested by his parent or other person exercising custodial control or supervision by stating in writing his objection and his desire to remain as a patient.
- (2) If the hospital desires to continue observation, diagnosis, or treatment of the child, it shall notify the parent or other person exercising custodial control or supervision within three (3) days, exclusive of weekends and holidays, and may continue to treat the child. The hospital shall also notify the parent or the person of his right to file with the court a petition to discharge, stating the basis for the parent or other person's belief that the child no longer meets the criteria set out in KRS 645.090.
- (3) Upon the filing of a petition to discharge, the procedures for certification hearings shall apply except that the parent or other person exercising custodial control or supervision shall have the burden to demonstrate that the criteria for hospitalization are not met.

Effective: April 10, 1988

History: Amended 1988 Ky. Acts ch. 350, sec. 126, effective April 10, 1988. --
Created 1986 Ky. Acts ch. 423, sec. 169, effective July 1, 1987.