
By: Delegates Campbell, McIntosh, and Rosenberg

Requested: July 11, 1995

Introduced and read first time: January 10, 1996

Assigned to: Judiciary

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 13, 1996

CHAPTER ____

1 AN ACT concerning

2 **Parole - Inmates - Diminution Credits**

3 FOR the purpose of providing that ~~if an inmate is granted parole, is convicted of a crime~~
4 ~~that is committed while on parole, and receives a new sentence for that crime,~~
5 ~~diminution credits that were allowed to the inmate prior to release on parole may~~
6 ~~not be applied towards the inmate's term of confinement upon return to the~~
7 Division of Correction certain inmates convicted and sentenced to imprisonment for
8 a crime committed while on parole may not be released to mandatory supervision
9 until the inmate has served a certain period of time less certain credits; clarifying
10 that this Act does not affect parole release or parole eligibility; and generally
11 relating to parole, inmates, and diminution credits.

12 BY repealing and reenacting, with amendments,
13 Article 27 - Crimes and Punishments
14 Section 700(b)
15 Annotated Code of Maryland
16 (1992 Replacement Volume and 1995 Supplement)

17 BY adding to
18 Article 27 - Crimes and Punishments
19 Section 700(k)
20 Annotated Code of Maryland
21 (1992 Replacement Volume and 1995 Supplement)

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

2

1 **Article 27 - Crimes and Punishments**

2 700.

3 (b) Subject to the provisions of § 4-612 of Article 41 of this Code AND
4 SUBSECTION (K) OF THIS SECTION, each inmate committed to the custody of the
5 Commissioner of Correction is entitled to a diminution of the inmate's term of
6 confinement in accordance with the provisions of this section.

7 ~~(K) IF AN INMATE IS GRANTED PAROLE, IS CONVICTED OF A CRIME THAT IS
8 COMMITTED WHILE ON PAROLE, AND RECEIVES A NEW SENTENCE FOR
9 COMMITTING THAT CRIME, DIMINUTION CREDITS THAT WERE ALLOWED TO THE
10 INMATE PRIOR TO RELEASE ON PAROLE MAY NOT BE APPLIED TOWARDS THE
11 INMATE'S TERM OF CONFINEMENT UPON RETURN TO THE DIVISION OF
12 CORRECTION.~~

13 (K) (1) AN INMATE WHO IS CONVICTED AND SENTENCED TO
14 IMPRISONMENT FOR A CRIME COMMITTED WHILE ON PAROLE MAY NOT BE
15 RELEASED TO MANDATORY SUPERVISION UNTIL THE INMATE HAS SERVED AT
16 LEAST A PERIOD OF TIME IN THE DIVISION OF CORRECTION EQUAL TO THE
17 LONGEST SENTENCE IMPOSED FOR THE CRIME COMMITTED WHILE ON PAROLE LESS
18 ANY GOOD CONDUCT CREDIT AWARD ATTRIBUTABLE TO THAT PERIOD AND LESS
19 ANY CREDITS EARNED FOLLOWING RETURN TO THE DIVISION OF CORRECTION.

20 (2) THIS SUBSECTION MAY NOT BE CONSTRUED TO PROHIBIT PAROLE
21 RELEASE OR OTHERWISE AFFECT THE PAROLE ELIGIBILITY OF AN INMATE.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 1996.