

Chapter 59

(House Bill 792)

AN ACT concerning

Correctional Facilities – Inmate Programs in Washington County – Payment of Child Support

FOR the purpose of requiring an inmate participating in certain home detention, work release, or pretrial release programs in Washington County to be responsible for costs of child support; and generally relating to child support and inmate programs in Washington County.

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 11–723
Annotated Code of Maryland
(2008 Replacement Volume and 2012 Supplement)

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

Article – Correctional Services

11–723.

(a) This section applies only in Washington County.

(b) (1) The Sheriff shall:

(i) establish and administer:

1. a home detention program;
2. a work release program; and
3. a pretrial release program; and

(ii) adopt regulations necessary to implement each program established under this section.

(2) At the time of sentencing or at any time during an individual's confinement, the court may allow an individual who is placed in the custody of the Sheriff to participate in any program established under this section.

(3) Subject to paragraph (4) of this subsection, an inmate is eligible to participate in any program established under this section if the inmate:

- (i) is recommended for the program by the court; and
- (ii) meets eligibility criteria set by the Sheriff.

(4) An inmate is not eligible to participate in any program established under this section if the inmate:

(i) is incarcerated for or has been convicted previously of a crime of violence listed in § 14–101 of the Criminal Law Article; or

(ii) has been found guilty of the crime of:

1. child abuse under § 3–601 or § 3–602 of the Criminal Law Article; or

2. escape under § 9–404 of the Criminal Law Article.

(5) While participating in any program established under this section an inmate is responsible for:

(i) the inmate's medical care and related expenses; and

(ii) costs of lodging, food, clothing, transportation, restitution, **CHILD SUPPORT**, and taxes.

(6) The Sheriff may:

(i) collect a reasonable fee from each inmate participating in any program established under this section; or

(ii) waive or reduce the fee.

(7) The Sheriff may determine the maximum number of inmates that may participate in any program established under this section.

(8) An inmate who knowingly violates a term or a condition of any program established under this section is subject to the penalties provided under § 11–726 of this subtitle and to other disciplinary action provided by law.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2013.

Approved by the Governor, April 9, 2013.