
By: **Delegates Eckardt, Guns, W. Baker, Schisler, and Walkup (Caroline County Delegation)**

Introduced and read first time: February 15, 1999

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Caroline County - Escape - Weekend and Periodic Sentences**

3 FOR the purpose of prohibiting a person who has been ordered by a court to report to
4 the Caroline County Jail for service of a sentence, including certain weekend
5 and other intermittent sentences, to knowingly fail to appear for service of the
6 sentence in violation of the court order; making a violation an escape; providing
7 penalties; and generally relating to escape and weekend and periodic sentences.

8 BY repealing and reenacting, with amendments,
9 Article - Correctional Services
10 Section 11-707
11 Annotated Code of Maryland
12 (As enacted by Chapter ____ (H.B. 11) of the Acts of the General Assembly of
13 1999)

14 BY repealing and reenacting, without amendments,
15 Article 27 - Crimes and Punishments
16 Section 139(a)(1)
17 Annotated Code of Maryland
18 (1996 Replacement Volume and 1998 Supplement)

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

21 **Article - Correctional Services**

22 11-707.

23 (a) This section applies only in Caroline County.

24 (b) While confined in the Caroline County Jail, an inmate employed under §
25 11-602 of this title shall pay:

26 (1) court-ordered payments for restitution; and

1 (2) the cost of the inmate's food, lodging, and clothing.

2 (c) The County Commissioners shall:

3 (1) establish the per diem rate for an inmate's food, lodging, and
4 clothing; and

5 (2) designate an agent to collect the costs specified in this section.

6 (D) A PERSON WHO HAS BEEN ORDERED BY A COURT TO REPORT TO THE
7 CAROLINE COUNTY JAIL FOR SERVICE OF A SENTENCE, INCLUDING A SENTENCE TO
8 BE SERVED ON WEEKENDS OR OTHER INTERMITTENT TIME PERIODS, AND WHO
9 KNOWINGLY FAILS TO APPEAR FOR SERVICE OF THE SENTENCE IN VIOLATION OF
10 THE COURT ORDER IS GUILTY OF ESCAPE AND ON CONVICTION IS SUBJECT TO THE
11 PENALTIES PROVIDED IN ARTICLE 27, § 139(A)(1) OF THE CODE.

12 **Article 27 - Crimes and Punishments**

13 139.

14 (a) (1) If any individual who is legally detained in the State penitentiary or
15 a jail, house of correction, reformatory, station house, or other place of confinement in
16 this State or who is committed to the Alcohol and Drug Abuse Administration for
17 examination or inpatient treatment escapes, the individual is guilty of a felony and on
18 conviction by the circuit court for the county in which the escape takes place, is
19 subject to confinement in the State penitentiary or a jail or house of correction for an
20 additional period not exceeding 10 years. The sentence imposed under this subsection
21 shall be consecutive to any sentence which was being served at the time of the escape,
22 or any sentence which had been imposed but was not yet being served at the time of
23 sentencing on the escape. A sentence imposed under this subsection may not be
24 suspended.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 October 1, 1999.