## **HOUSE BILL 1063**

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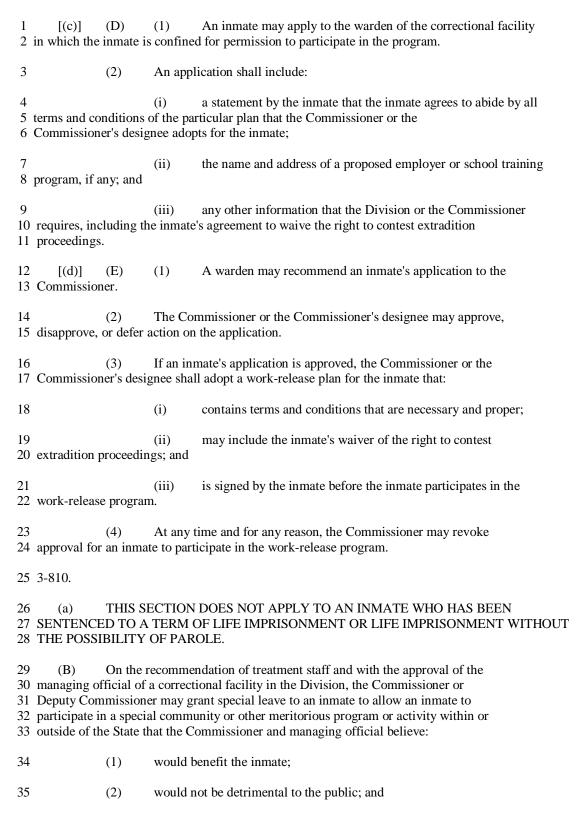
(3)

1999 Regular Session 9lr2220

By: Delegate J. Kelly Introduced and read first time: February 19, 1999 Assigned to: Rules and Executive Nominations A BILL ENTITLED 1 AN ACT concerning 2 **Inmates - Eligibility for Leave** 3 FOR the purpose of making an inmate who has been sentenced to the Division of Correction or the Patuxent Institution for a term of life imprisonment or life 4 imprisonment without the possibility of parole ineligible for certain types of 5 6 leave; and generally relating to an inmate's eligibility for certain types of leave. 7 BY repealing and reenacting, with amendments, Article - Correctional Services 8 Section 3-801, 3-810, 3-811, and 4-303 9 10 Annotated Code of Maryland 11 (As enacted by Chapter \_\_\_\_ (H.B. 11) of the Acts of the General Assembly of 12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 13 14 MARYLAND, That the Laws of Maryland read as follows: 15 **Article - Correctional Services** 16 3-801. 17 THIS SECTION DOES NOT APPLY TO AN INMATE WHO HAS BEEN (a) 18 SENTENCED TO A TERM OF LIFE IMPRISONMENT OR LIFE IMPRISONMENT WITHOUT 19 THE POSSIBILITY OF PAROLE. 20 (B) The Division may establish a work-release program. Under the work-release program, an inmate who is sentenced to the 21 [(b)]22 jurisdiction of the Division may be granted the privilege of leaving actual confinement 23 during necessary and reasonable hours: 24 to work at gainful public or private employment; (1) 25 (2) to attend school; or

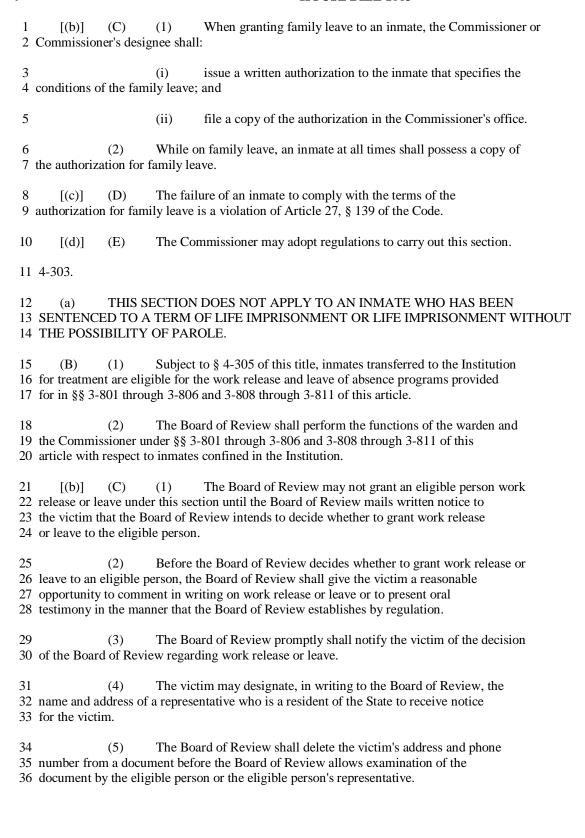
under appropriate conditions, to seek employment.

## **HOUSE BILL 1063**



1	(3)	would help rehabilitate the inmate.
2 3	[(b)] (C) The Commissioner or Deputy Commissioner may grant special leave for the purpose of allowing an inmate to:	
4	(1)	attend an educational program;
5	(2)	improve job skills;
6	(3)	attend a trade licensing examination;
7	(4)	be interviewed for employment;
8 9	(5) serves the general	participate as a volunteer for a governmental unit in an activity that public;
10	(6)	participate in athletic competition; or
11 12	(7) community.	participate in a civic activity that benefits the inmate or the
		(1) An inmate is not eligible for special leave under this section ing official and Commissioner concur that positive attitudinal and re being established.
16 17	(2) the managing offi	Special leave shall be issued in writing and signed personally by both cial and either the Commissioner or Deputy Commissioner.
18 19	(3) require that the in	As a condition of granting special leave, the Commissioner may mate agree to waive the right to contest extradition proceedings.
20 21	(4) granting special le	The Commissioner or Deputy Commissioner shall file the order eave in the Division.
22	3-811.	
	(a) THIS SECTION DOES NOT APPLY TO AN INMATE WHO HAS BEEN SENTENCED TO A TERM OF LIFE IMPRISONMENT OR LIFE IMPRISONMENT WITHOUT THE POSSIBILITY OF PAROLE.	
26 27	The Commissioner or Commissioner's designee may grant family leave to allow an inmate to visit the inmate's family for a reasonable time if the inmate:	
28	(1)	is confined in a correctional facility in the Division;
29	(2)	is classified to be in minimum security status; and
30 31	(3) and managing off	is recommended by the correctional facility's case management team icial.

## **HOUSE BILL 1063**



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