

Annotated Code of Maryland  
(1987 Replacement Volume and 1989 Supplement)

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

**Article 27 – Crimes and Punishments**

645W.

(a) (1) At any time during a period of confinement, and in accordance with programs available, the [warden] COMMISSIONER of the Baltimore City [jail] JAIL may prescribe that (i) a person sentenced to the Baltimore City [jail] JAIL, or (ii) a person detained in the Baltimore City [jail] JAIL if approved by the judge ordering the confinement, or if he is unable to act then any other judge of the committing court, may continue [his] THE PERSON'S regular employment, obtain new employment, participate in a training or rehabilitation OR OTHER SPECIAL program, or attend educational institutions, during the period of custody.

(2) A prisoner in a prescribed program pursuant to this section shall be [confined in jail or] held in custody between program hours or periods [unless the judge ordering the confinement, or if he is unable to act, any other judge of the committing court directs otherwise]. WITHIN THE DISCRETION OF THE COMMISSIONER OR THE COMMISSIONER'S DESIGNEE, A PRISONER IN A PRESCRIBED PROGRAM MAY BE HELD IN CUSTODY THROUGH HOME DETENTION BY THE USE OF ELECTRONIC MONITORING DEVICES.

(3) The [warden] COMMISSIONER may contract, subject to the procedure for contracting by agencies of Baltimore City and the availability of funds, for halfway houses or other suitable housing facilities OR ELECTRONIC MONITORING DEVICES for [those] prisoners [whom the court directs may be housed therein] IN A PRESCRIBED PROGRAM.

(b) After a sentenced prisoner enters a prescribed program, the judge ordering the confinement or, if [he] THAT JUDGE is unable to act, then any other judge of the committing court may order the release of the prisoner from custody based upon the [warden's or deputy warden's] recommendation OF THE COMMISSIONER OR THE COMMISSIONER'S DESIGNEE AND THE [and his] report of the prisoner's performance in a program provided for in this section or in any other correctional program.

(c) A prisoner employed under a work release plan shall surrender to the [warden or his] COMMISSIONER OR THE COMMISSIONER'S designee [his] THE total earnings, less payroll deductions required by law. The [warden or his] COMMISSIONER OR THE COMMISSIONER'S designee shall deduct from these earnings after payroll deductions (net earnings) in the following order of priority: An amount for the cost to the City and State of providing food, lodging, ELECTRONIC MONITORING DEVICES, and clothing for the prisoner (but not to exceed one third of net earnings); the actual and necessary food, travel, and other expenses of the prisoner when released from actual [confinement] CUSTODY under the program; the