

to the approval of the Board of Patuxent Institution, and shall not be included in the merit system under the provisions of Article 64A of the Annotated Code. [They shall be chosen by the Director of the said Institution, subject to the approval in each instance of the Advisory Board established hereunder. The associate director in charge of the custodial and administrative duties of the Institution shall be appointed by the Director, from a list of names submitted to him by the Board of Correction.]

4.

[(a) The Patuxent Institution shall be within the general administrative control and supervision of the Board of Correction. The said Board may establish such divisions and subdivisions within the institution as in its discretion may be deemed proper for the administrative control thereof and for the efficient operation of the institution. One of the divisions of the institution shall be the diagnostic clinic.**]**

[(b) The diagnostic clinic shall be independent and free from the administrative or other control of the Board and Department of Correction in (1) the medical and psychiatric diagnosis of persons therein; (2) the reports made by it to the courts of the State concerning the diagnosis and treatment of any person who is or was therein; (3) the recommendations made by it concerning the possible parole, conditional release of any person who is or was therein; (4) the testimony to be given in any examination or hearing concerning the diagnosis or treatment of any person who is or was therein; (5) the duties, actions and recommendations of the institutional board of review, established hereinbelow.**]**

[(c) (1) The Board of Correction is authorized in its discretion to transfer into the Patuxent Institution any person sentenced to or confined in the Maryland Penitentiary, the Maryland House of Correction, the Maryland State Reformatory for Males, or the Maryland State Reformatory for Women, who falls within any one of the categories mentioned in Section 6(a) of this article; provided, however, that the provisions of Sections 5 to 13, both inclusive, of this article shall not apply to persons transferred to Patuxent Institution by the Board of Correction for the purpose of employment at said Institution as provided in Section 16 of this article, as amended by the Acts of 1955, Chapter 244. Such transfer may be made at any time the Board, in its discretion, determines that it would improve discipline or aid in the safekeeping, treatment, training, employment or rehabilitation of such person. The Board shall issue its warrant for such transfer to the Warden of the Institution in which the said person is then confined, or to the custodial officer having him, or her, in custody, and such warrant shall be authority for the said transfer. The chief of the diagnostic clinic shall cause a study to be made of any such person so transferred into the Institution, and the clinic shall thereupon make such diagnosis of the condition of such person as to it shall seem necessary.

(2) If the clinic on the basis of such study shall determine for any reason that the said person is not a proper person to be given custody or treatment in the Institution, it shall return the said person to the penal institution in which he, or she, was last confined, or to the custodial officer having him, or her, in custody, and the warden or other custodial officer shall accept the said person under the terms