

and conditions by which he, or she, was originally committed or transferred thereto. Provided, however, that the said person shall be returned to the penal institution or to the custodial officer with full credit for such time as he has already spent in the institution for defective delinquents or elsewhere within the custody of the Department of Correction including such allowances (or disallowances) relating to good behavior and/or work performed as the Board of Correction may determine under the provisions of Section 688 of Article 27 of the Code.

If on the basis of such study the clinic shall determine that said person is in its opinion a defective delinquent it shall promptly file a report with the court by which said person was sentenced setting forth the basis on which such determination was made. At the time of forwarding said report to the court a copy thereof shall be served on said person by the director, or his deputy, in charge of the custodial duties of the Institution. Unless said person or someone on his behalf within sixty days of the date on which said report was served on said person, shall file with said court a request for a hearing pursuant to the applicable provisions of Section 8 of this article, said court shall pass an order confirming the finding of the clinic that said person is a defective delinquent and order him to be committed or returned to the Institution as provided in Section 9(b) of this article. If, however, such request for a hearing is filed with the court within the period mentioned then a hearing shall be held at which the burden of proof shall be upon the clinic to establish by preponderance of the evidence that said person is a defective delinquent. After such hearing said court shall order said person returned to the custody of the Institution to which originally sentenced or returned to Patuxent Institution for commitment as a defective delinquent as provided in Section 9 of this article.】

【(d)】 (a) The Advisory Board for Defective Delinquents is hereby established. It shall consist of the professor of psychiatry in the Medical School of the University of Maryland, or someone designated by him; the professor of psychiatry at the Johns Hopkins Medical School, or someone designated by him; two competent sociologists from the University of Maryland and the Johns Hopkins University, one each to be appointed by the respective presidents of these two institutions; the full-time professor of constitutional law at the University of Maryland School of Law, or if there be no such full-time professor, or if he is unable to serve, such other full-time professor of the University of Maryland School of Law as may be designated by the dean of said school; *the Director of Parole and Probation*; and two practicing members of the Maryland bar, with at least five years' experience in the trial of civil and/or criminal cases, appointed by the Governor to serve for a five-year term each. The ADVISORY Board shall organize by electing a chairman, and shall meet on the call of the chairman at least once in every three months. One of the members of the said Board shall serve as secretary upon designation by the chairman and shall keep full and accurate minutes of such meetings and preserve the same. The members of the ADVISORY Board shall receive a per diem payment for every day spent in the duties of the Board. The ADVISORY Board shall confer with the staff of the Institution, and with the Board of 【Correction】 *Patuxent Institution* from time to time, and shall give to the Institution a general consultative and advisory service on problems and matters relating to its work. 【The Advisory Board shall have the power to