

CHAPTER 67

(House Bill 5)

AN ACT to repeal and re-enact, with amendments, Section 139 of Article 27 of the Annotated Code of Maryland (1966 Supplement), title and subtitle "Crimes and Punishments," subheading "Escaping from Penitentiary," to create the offense of violation of the conditions of a leave authorization for a prisoner in the State prison system and to make the penalties for escape from a correctional institution applicable to such new offense and to specify the penalty for escape from the correctional institutions at Hagerstown. TO CORRECT THE NAMES OF THE CORRECTIONAL INSTITUTIONS REFERRED TO BY NAME IN SAID SECTION.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 139 of Article 27 of the Annotated Code of Maryland (1966 Supplement), title and subtitle "Crimes and Punishments," subheading "Escaping from Penitentiary," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

139.

If any offender or person legally detained and confined in the penitentiary, or jail, or house of correction, or reformatory, or station house, or any other place of confinement, in this State, shall escape ~~or shall violate any of the conditions of a leave authorization issued pursuant to Section 700B of this Article,~~ he shall be guilty of a felony and on conviction thereof by the Criminal Court of Baltimore City or by the circuit court of the county in which the escape takes place, be sentenced to confinement in the penitentiary, jail or house of correction for such additional period, not exceeding ten years, as the court may adjudge. However, for escapes from the [reformatory for males] *Maryland Correctional Institution—Hagerstown or the Maryland Correctional Training Center—Hagerstown* which have not involved an assault, the sentence shall not exceed confinement for three years.

If any keeper, deputy, assistant keeper or other person shall aid or assist in the escape of any offender or person detained and confined, as aforesaid, he shall be guilty of a felony and on conviction thereof by the Criminal Court of Baltimore City or by the circuit court of the county in which the escape takes place, be sentenced to such confinement in the penitentiary, or jail, or the house of correction, as the court may adjudge, for not more than ten years.

SEC. 2. *And be it further enacted,* That this Act shall take place June 1, 1967.

Approved March 24, 1967.

CHAPTER 68

(House Bill 9)

AN ACT to repeal and re-enact, with amendments, Sections 8 and 9 of Article 83 of the Annotated Code of Maryland (1965 Replacement