

to Article 59 of the Annotated Code of Maryland (1964 Replacement Volume), title "Lunatics and Insane," to follow immediately after Section 21 thereof and to be under the new subtitle "Payment of Counsel Fees," to provide that counsel fees due to any attorney who shall be appointed to defend an indigent person charged with the crime of escaping from a ~~penal facility in this State~~ STATE PENAL OR CORRECTIONAL INSTITUTION or to represent an indigent patient of a mental institution of this State in a petition seeking release shall be paid by the State of Maryland upon receipt of a statement therefor from the political subdivision in which the facility or institution is located.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That new Section 139½ be and it is hereby added to Article 27 of the Annotated Code of Maryland (1967 Replacement Volume), title "Crimes and Punishments," subtitle "Escaping from Penitentiary," to follow immediately after Section 139 thereof, and to read as follows:

139½.

*Counsel fees due to any attorney who shall be appointed to defend an indigent person charged with the crime of escaping from a ~~penitentiary, jail, house of correction, reformatory, station house or any other place of penal confinement in this State~~ PENAL OR CORRECTIONAL INSTITUTION UNDER THE SUPERVISION AND CONTROL OF THE DEPARTMENT OF CORRECTION shall be a responsibility of the State of Maryland. Funds for such payments shall be included in the annual budget of the Department of Correction. After receipt of a list of such payments from the county or Baltimore City in which the escape occurred, the Department shall reimburse the county or city.*

SEC. 2. *And be it further enacted,* That new Section 21A be and it is hereby added to Article 59 of the Annotated Code of Maryland (1964 Replacement Volume), title "Lunatics and Insane," to follow immediately after Section 21 thereof, to be under the new subtitle "Payment of Counsel Fees," and to read as follows:

*Payment of Counsel Fees*

21A.

*Counsel fees due to any attorney who shall be appointed to represent an indigent patient of a mental institution of this State in a petition seeking release from such an institution shall be a responsibility of the State of Maryland. Funds for such payments shall be included in the annual budget of the Department of Mental Hygiene. After receipt of a list of such payments from the county or Baltimore City in which the institution is located, the Department shall reimburse the county or city.*

SEC. 3. *And be it further enacted,* That this Act shall take effect July 1, 1968.

Approved May 7, 1968.