

[(3)] (D) For each calendar month or fraction thereof commencing on the first day of assignment, during which[, under regulations established by the Secretary, an] THE inmate [is deemed to have] HAS manifested satisfactory industry, application, and progress in special selected work projects, or other special programs, [designated by the warden, superintendent, sheriff or administrator of the institution and approved by the Secretary,] he or she may be allowed an additional deduction of days, not exceeding [five] 5 in number, [for each month of] FROM the period of his or her commitment or sentence. SUCH PROJECTS AND PROGRAMS SHALL BE DESIGNATED BY THE MANAGING OFFICER OF THE INSTITUTION.

[(4)] (E) For each and every violation of the rules [and] OF discipline of the institution, the [person herein confined may forfeit] MANAGING OFFICER OF THE INSTITUTION MAY DEDUCT all gained time in the month in which such [delinquency] VIOLATION occurs. Further, according to the aggravated nature or frequency of [his offense] THE VIOLATION, a deduction may be made of some or all of [his gained] THE time GAINED for good conduct under [paragraph (1)] SUBSECTION (B) of this section[, but the]. THE deductions allowed and earned under [paragraphs (2) and (3) hereof] SUBSECTIONS (C) AND (D) OF THIS SECTION shall not be affected [thereby] BY THE PROVISIONS OF THIS SUBSECTION. An inmate may not [be required to] forfeit [or to suffer a deduction of gained] time GAINED unless prior to the forfeiture [or deduction] he OR SHE is afforded [at least the basic ingredients of procedural] due process OF LAW.

[(5)] (F) If the inmate is ultimately [sentenced to a state facility] COMMITTED TO THE CUSTODY OF THE COMMISSIONER OF CORRECTION, or transferred to another county or city [facility his] FACILITY, THE INMATE'S records of accrued credits for diminution of sentence [from the transferring facility will] SHALL be forwarded[, with him or her,] to the receiving institution, [and the inmate is entitled to a diminution of the period of his or her confinement by the number of days of accrued credit] WHICH SHALL APPLY THE CREDITS TO REDUCE THE INMATE'S PERIOD OF CONFINEMENT.

[(6)] (G) An inmate entitled to a diminution of the period of his or her confinement under this section who is transferred to a hospital or mental institution may not be denied credit [under] AUTHORIZED BY this section.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1982.

Approved June 1, 1982.

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