

(3) RETENTION, CUSTODY, TRANSFER, PAROLE, AND RELEASE OF THE COMMITTED INDIVIDUAL ARE GOVERNED BY THE LAW OF THE COMMITTING STATE.

(D) BY FACILITY.

(1) THE ADMINISTRATIVE HEAD OF A FACILITY MAY TRANSFER ANY INDIVIDUAL TO A FEDERAL AGENCY FOR CARE OR TREATMENT IF THE FEDERAL AGENCY CERTIFIES THAT FACILITIES ARE AVAILABLE FOR THE INDIVIDUAL AND THAT THE INDIVIDUAL IS ELIGIBLE FOR CARE OR TREATMENT.

(2) THE FACILITY SHALL GIVE A PROPER OFFICER OF THE COURT THAT ORDERED COMMITMENT NOTICE OF THE TRANSFER WHEN IT IS MADE.

(3) AN INDIVIDUAL MAY NOT BE TRANSFERRED UNDER THIS SUBSECTION IF THE INDIVIDUAL IS CONFINED UNDER A CONVICTION OF A CRIME OR IF THE INDIVIDUAL IS COMMITTED UNDER TITLE 12 OF THIS ARTICLE UNLESS, AFTER APPROPRIATE MOTION AND HEARING, THE COURT OR OTHER AUTHORITY THAT COMMITTED THE INDIVIDUAL ORDERS THE TRANSFER.

(E) STATUS.

ANY INDIVIDUAL TRANSFERRED UNDER THIS SECTION IS DEEMED TO BE COMMITTED TO THE FEDERAL AGENCY UNDER THE ORIGINAL COMMITMENT.

(F) APPLICABILITY TO RESIDENTS AND NONRESIDENTS.

THIS SECTION APPLIES TO RESIDENTS AND NONRESIDENTS OF THIS STATE FOUND IN THIS STATE OR ON ANY FEDERAL RESERVATION IN THIS STATE.

REVISOR'S NOTE: Subsection (a) of this section is new language added to avoid repetition of phrases such as "Veterans' Administration or any other agency of the United States".

Subsections (b) through (f) of this section formerly appeared as Article 59, § 17(d), (f), (g), (h), and (i).

In subsection (d)(1) of this section, the former reference to a facility "for the mentally ill or other institution for the care of ... persons similarly afflicted" is deleted as unnecessary in light of the definition of "facility".

In subsection (d)(3) of this section, the reference to an individual "committed under Title 12 of this article" is substituted for the reference to an individual "acquitted of the