

review and approval. The number of its positions shall be included within the total manpower allocations provided for the Department of Public Safety and Correctional Services. Furthermore, its positions shall be subject to the State's Merit System, with the exception of the general manager or any other position determined by the Secretary of Personnel, who shall be appointed by the Secretary of the Department, with the approval of the State [use industries] USE INDUSTRIES Advisory Committee.

682.

(d) (1) The warden or superintendent of each institution or a designee of the warden or superintendent may issue retake warrants for the apprehension and return of escapees.

[(1)] (2) A copy of the retake warrant shall be forwarded to the office of the State's Attorney [in] FOR the county from which the escape was made.

[(2)] (3) Any [Sheriff] SHERIFF or police officer authorized to serve criminal process, to whom a warrant for the retaking of an escapee shall be delivered, is authorized and required to execute such warrant in accordance with the directions contained therein. A sheriff or police officer making an arrest under this [section] SUBSECTION shall promptly notify the Division of Correction of the arrest.

698.

Whenever it appears to the Department that a prisoner in any institution under its control is ill, and that the facilities of the institution are inadequate to provide treatment for such illness, the Department may temporarily remove the prisoner to any place within the State where adequate treatment may be obtained. The Department may direct the temporary removal of such prisoner for a definite period of time, or from time to time, to a place where adequate treatment for the illness of the prisoner may be obtained, with such guards and under such supervision and safeguards as may be necessary to prevent the escape of the prisoner from custody, and subject to such rules and regulations with regard to guards, supervision, and terms of temporary release as the Department may prescribe, provided that any such order shall direct the return of such prisoner to the jurisdiction of the Department as soon as the state of his health will permit. Such order of removal shall be the authority of the officer in charge of the penal institution to remove the prisoner in accordance with its terms, and the prisoner shall be regarded during the time of such removal as remaining in custody of the Department for the [purpose] PURPOSES of DETERMINING THE TIME WHEN THE PRISONER SHALL BE RELEASED FROM THE SENTENCE, AND IN determining such time he shall be entitled to diminution of the period of his confinement as provided in § 700(a) and 700(b) of this article. If any prisoner temporarily removed in accordance with the provisions of this section escapes, he shall be deemed guilty of the crime of escape and subject to the penalties prescribed by § 139 of this article.