

BY repealing and reenacting, with amendments,

Article 27 - Crimes and Punishments  
 Section 139  
 Annotated Code of Maryland  
 (1982 Replacement Volume and 1982 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 27 - Crimes and Punishments

139.

(a) (1) If any individual who IS legally [is] detained in the State penitentiary or a jail, house of correction, reformatory, station house, or other place of confinement in this State or who is committed to the Drug Abuse Administration for examination or inpatient treatment escapes, the individual is guilty of a felony and on conviction by the circuit court for the county in which the escape takes place, is subject to confinement in the State penitentiary or a jail or house of correction for an additional period not exceeding 10 years. [A] THE sentence imposed under this subsection shall be consecutive to [the] ANY sentence-~~under~~-which WAS-BEING-SERVED-AND-WHICH-REMAINED-TO--BE SERVED--BY-THE-ESCAPEE-AT-THE-TIME-OF-THE-ESCAPE. ~~{the individual originally was confined and may not be suspended.}~~ SENTENCE WHICH WAS BEING SERVED AT THE TIME OF THE ESCAPE, OR ANY SENTENCE WHICH HAD BEEN IMPOSED BUT WAS NOT YET BEING SERVED AT THE TIME OF SENTENCING ON THE ESCAPE. A SENTENCE IMPOSED UNDER THIS SUBSECTION MAY NOT BE SUSPENDED.

(2) An institution or agency that operates under the authority of the Juvenile Services Administration and treats children who are adjudicated delinquent is a place of confinement for the purpose of this section. However, for an escape from a juvenile institution or agency that does not involve an assault, the sentence may not exceed confinement for 3 years.

(b) An escapee who is convicted under this section is liable for all expenses incurred in the return of the escapee to the jurisdiction of the Division of Correction. The Commissioner shall notify the returned escapee of any charges. A hearing shall be granted to any returned escapee who wishes to challenge the reasonableness of the charges. The Commissioner of Correction may establish appropriate rules, regulations, and procedures for charging an escapee with expenses, collecting those expenses, and for hearings to challenge those expenses.

(c) A person who aids in the escape of the individual under this section is guilty of a felony and on conviction by the circuit court for the county in which the escape takes place is subject to imprisonment not exceeding 10 years.