

(II) ADOPT REGULATIONS TO CARRY OUT THE PROGRAM.

(2) A COURT MAY ORDER AN INDIVIDUAL TO PARTICIPATE IN THE PRETRIAL RELEASE PROGRAM IF THE INDIVIDUAL APPEARS BEFORE THE COURT AFTER BEING CHARGED AND DETAINED ON BOND.

(3) THE COURT MAY ENTER THE ORDER AT THE IMPOSITION OF BOND, ON REVIEW OF BOND, OR ANY OTHER TIME DURING THE INDIVIDUAL'S PRETRIAL DETENTION.

(G) (1) AT THE TIME OF SENTENCING OR AT ANY TIME DURING AN INDIVIDUAL'S CONFINEMENT, THE SENTENCING JUDGE OR THE ADMINISTRATOR MAY ALLOW AN INDIVIDUAL WHO IS CONVICTED OF A CRIME AND SENTENCED TO IMPRISONMENT TO PARTICIPATE IN A PROGRAM ESTABLISHED UNDER SUBSECTION (E) OF THIS SECTION, PROVIDED THAT THE INDIVIDUAL MEETS THE ELIGIBILITY CRITERIA ESTABLISHED BY THE ADMINISTRATOR FOR PARTICIPATION IN THAT PROGRAM.

(2) SUBJECT TO THE ELIGIBILITY CRITERIA ESTABLISHED BY THE ADMINISTRATOR, A JUDGE MAY NOT ORDER THAT AN INDIVIDUAL PARTICIPATE IN A PROGRAM ESTABLISHED UNDER SUBSECTION (E) OF THIS SECTION ~~IF THE INDIVIDUAL DOES NOT MEET THE CRITERIA ESTABLISHED BY THE ADMINISTRATOR.~~

(3) THE ADMINISTRATOR MAY NOT ALLOW AN INDIVIDUAL TO PARTICIPATE IN A PROGRAM ESTABLISHED UNDER SUBSECTION (E) OF THIS SECTION IF A COURT ORDER PROHIBITS THE INDIVIDUAL FROM PARTICIPATING IN THAT PROGRAM.

[(f)] (H) (1) A court may require an individual who is convicted of a crime to satisfy a fine or court costs by participating in a work program established under the jurisdiction of the Division of Parole and Probation.

(2) An individual who participates in the work program shall receive credit of at least the federal minimum wage per hour toward the fine and court costs.

(I) IF THE ADMINISTRATOR ESTABLISHES AND OPERATES A COMMUNITY SERVICE PROGRAM AUTHORIZED BY §§ 8-701 THROUGH § 8-711 OF THIS ARTICLE, THE ADMINISTRATOR MAY CHARGE A REASONABLE FEE TO EACH INDIVIDUAL PARTICIPATING IN THE PROGRAM.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2005.

Approved May 26, 2005.

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