

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. The sentence imposed under this subsection shall be consecutive to any 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.

(3) IF ANY INDIVIDUAL ESCAPES FROM A FACILITY OF THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE AFTER COMMITMENT AS INCOMPETENT TO STAND TRIAL OR NOT CRIMINALLY RESPONSIBLE, THE INDIVIDUAL IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO CONFINEMENT IN THE STATE PENITENTIARY OR A JAIL OR HOUSE OF CORRECTION FOR A PERIOD NOT EXCEEDING 10 YEARS.

(b) An escapee who is convicted under SUBSECTION (A)(1) OF 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.

#### 743. Definitions.

(a) As used in this subtitle, the following words have the meanings indicated.

(b) "Advisory Board" means the Criminal Justice Information Advisory Board.

(c) "Central repository" means the criminal justice information system central repository created by § 747(b) of this article.

(d) "County" includes Baltimore City.

(e) "Criminal history record information" means data initiated or collected by a criminal justice agency on a person