

CHAPTER 302

(Senate Bill 179)

AN ACT concerning

Division of Correction - Special Leave Authorization

~~FOR--the-purpose-of-authorizing-the-Commissioner-of-Correction-to designate-a-person-to-authorize-inmate-special-leave-~~FOR the purpose of altering a provision of law in order to authorize the Deputy Commissioner of Correction to authorize inmate special leave.

BY repealing and reenacting, with amendments,

Article 27 - Crimes and Punishments
Section 700D
Annotated Code of Maryland
(1982 Replacement Volume and 1985 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

700D.

(a) Upon the recommendation of treatment staff, with the approval of the warden or superintendent of any State penal or reformatory institution under his jurisdiction, the Commissioner of Correction OR HIS--DESIGNEE THE DEPUTY COMMISSIONER OF CORRECTION may authorize special leave to an inmate either within or without this State to leave an institution for participation in special community or other meritorious programs or activities deemed beneficial to the inmate, and not detrimental to the public, by both the warden or superintendent and the Commissioner of Correction and which in their judgment would contribute to the rehabilitation process of the respective inmate. To be considered for this special leave the inmate shall be eligible solely upon the concurrence of the warden or superintendent and the Commissioner of Correction that positive attitudinal and growth patterns are being established. All special leaves must be issued in writing and must be signed by both the warden or superintendent and by the Commissioner of Correction OR HIS DESIGNEE THE DEPUTY COMMISSIONER OF CORRECTION {-, and this authority may not be delegated-}. As a condition of granting such leave, the Commissioner may require the inmate's agreement to waive his right to contest extradition proceedings. All such orders must be kept on file in the Department. Special leave may only be for the purpose of:

- (1) Attending educational programs.