

other sentence imposed by virtue of the commission of said felony or misdemeanor.

Article 31B - Patuxent Institution

11.

(a) A person confined at the Institution shall be released upon expiration of his sentence in the same manner and subject to the same conditions as if he were being released from a correctional facility. The director shall notify the Commissioner 30 days prior to the release.

(b) At any time after transfer of a person to the Institution for treatment as an eligible person but prior to the expiration of the person's sentence, the board of review, upon review of the person may take the following action:

(1) If the board of review concludes that the person is no longer an eligible person but should remain confined until released on parole in accordance with normal Parole Commission standards or expiration of his sentence or the inmate requests a transfer in writing, the director shall notify the Commissioner and send him a copy of the evaluation team's report. Within 90 days after that notice, the person shall be delivered to the appropriate correctional facility designated by the Commissioner. This transfer shall not affect any right to parole consideration that the person may then have.

(2) If the board of review concludes that (i) it will not impose an unreasonable risk on society; and (ii) it will assist in the treatment and rehabilitation of the eligible person, it shall grant a parole from the Institution for a period not exceeding one year. An eligible person who is serving a term of life imprisonment shall only be paroled with the approval of the Governor. The board of review may attach reasonable conditions to the parole, at any time make reasonable and appropriate modifications of these conditions, and revoke the parole if it finds that the person has violated a condition of the parole. The board of review shall review the person's status prior to the expiration of the parole period, and may extend the parole.

(c) If a person has successfully completed three years on parole without violation, and the board of review concludes that he is safe to be permanently released, it may, through the director, petition the court that last sentenced the person to (1) suspend the person's remaining sentence and terminate parole supervision upon the conditions the court deems appropriate or (2) vacate the person's remaining sentence. Notice of this petition shall be served upon the State's attorney that last prosecuted the person, and the State's attorney shall be a party