

of this petition shall be served upon the VICTIM AND THE State's Attorney that last prosecuted the person, and the State's Attorney shall be a party to the proceeding. After a hearing, the court may either grant or deny the relief requested in the petition.

11A.

(A) IN THIS SECTION, "MAJOR VIOLATION" INCLUDES:

(1) ESCAPE FROM PAROLE, WORK RELEASE, OR LEAVE OR;

(2) FAILURE TO RETURN FROM PAROLE, WORK RELEASE, OR LEAVE WITHIN 1 HOUR OF THE TIME DUE, UNLESS THE FAILURE TO RETURN WAS DUE TO CAUSES BEYOND THE CONTROL OF THE ELIGIBLE PERSON;

- (2) - (3) COMMISSION OF A NEW OFFENSE, OTHER THAN A MINOR TRAFFIC VIOLATION, WHILE ON PAROLE, WORK RELEASE, OR LEAVE;

- (3) - (4) ~~CONVICTION~~ COMMISSION OF A MAJOR VIOLATION OF THE INSTITUTION'S DISCIPLINARY RULES;

- (4) - (5) VIOLATION OF ANY PAROLE, WORK RELEASE, OR LEAVE RULE NOT CATEGORIZED AS A MINOR VIOLATION UNDER THE REGULATIONS OF THE INSTITUTION; AND

- (5) - (6) USE OF ANY CONTROLLED DANGEROUS SUBSTANCE IF THE INMATE IS NOT ENTITLED TO USE THE CONTROLLED DANGEROUS SUBSTANCE UNDER THE LAWS OF THIS STATE.

(B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, - (1) - IF AN ELIGIBLE PERSON COMMITS A MAJOR VIOLATION WHILE ON PAROLE, WORK RELEASE, OR LEAVE, THE PERSON SHALL BE CONFINED TO THE INSTITUTION AND SHALL BE INELIGIBLE FOR PAROLE, WORK RELEASE, OR LEAVE FOR A PERIOD OF AT LEAST 6 MONTHS.

(2) IF THE BOARD OF REVIEW OR THE SECRETARY DETERMINES THAT A MAJOR VIOLATION WAS SEVERE ENOUGH TO WARRANT REMOVING AN ELIGIBLE PERSON FROM THE INSTITUTION, THE ELIGIBLE PERSON MAY BE REMOVED FROM THE INSTITUTION AND RETURNED TO THE DIVISION OF CORRECTION TO SERVE THE REMAINDER OF THE PERSON'S ORIGINAL SENTENCE.

(3) IF AN ELIGIBLE PERSON COMMITS A SECOND MAJOR VIOLATION WHILE ON PAROLE, WORK RELEASE, OR LEAVE, THE PERSON SHALL BE CONFINED TO THE INSTITUTION AND SHALL BE INELIGIBLE FOR PAROLE, WORK RELEASE, OR LEAVE FOR A PERIOD OF AT LEAST 6 MONTHS.

(2) -- IF AN ELIGIBLE -- PERSON -- COMMITS -- A -- SECOND -- MAJOR VIOLATION -- WHILE -- ON -- PAROLE, -- WORK RELEASE, -- OR LEAVE, -- THE PERSON SHALL BE REMOVED FROM THE INSTITUTION AND RETURNED TO THE DIVISION OF CORRECTION TO SERVE THE REMAINDER OF THE PERSON'S ORIGINAL SENTENCE.