

~~(6)~~ ~~(7)~~ (1) "GUIDED DISCRETION SENTENCING GUIDELINES" MEANS A SENTENCING STRUCTURE THAT INCLUDES:

1. ELEMENTS OF DETERMINANT SENTENCING THAT BRING GREATER LEVELS OF RATIONALITY AND UNIFORMITY TO THE SENTENCING PROCESS (SUCH AS PRESUMPTIVE OR ORDINARY SENTENCES); AND

2. ELEMENTS OF DISCRETIONARY SENTENCING THAT ALLOW A JUDGE TO IMPOSE A SENTENCE THAT IS FAIR AND JUST UNDER THE CIRCUMSTANCES OF A PARTICULAR CASE (SUCH AS THE ABILITY TO DEPART FROM A PRESUMPTIVE OR ORDINARY SENTENCE UNDER CERTAIN SPECIFIED CIRCUMSTANCES).

(II) "GUIDED DISCRETION SENTENCING GUIDELINES" DOES NOT INCLUDE THE FEDERAL SENTENCING GUIDELINES OR ANY SIMILAR TYPE OF MECHANICAL SENTENCING STRUCTURE.

~~(4)~~ ~~(7)~~ "INTERMEDIATE PUNISHMENT" MEANS A CRIMINAL SANCTION OTHER THAN TRADITIONAL PROBATION, TRADITIONAL PAROLE, OR TOTAL CONFINEMENT.

(8) "MANDATORY SUPERVISION" HAS THE MEANING STATED IN ARTICLE 41, § 4-501(13) OF THE CODE.

(9) "PAROLE" HAS THE MEANING STATED IN ARTICLE 41, § 4-501(5) OF THE CODE.

(B) THERE IS A MARYLAND COMMISSION ON CRIMINAL SENTENCING REFORM POLICY.

(C) THE COMMISSION SHALL CONSIST OF ~~33~~ ~~17~~ 19 MEMBERS AS FOLLOWS:

(1) A CHAIRPERSON, APPOINTED BY THE GOVERNOR;

(2) THE CHIEF JUDGE OF THE MARYLAND COURT OF APPEALS OR A DESIGNEE OF THE CHIEF JUDGE WHO IS A JUDGE OR FORMER JUDGE ON THE MARYLAND COURT OF APPEALS OR THE MARYLAND COURT OF SPECIAL APPEALS;

(3) ~~TWO JUDGES~~ ONE JUDGE OF ~~THE~~ A CIRCUIT COURT OF MARYLAND, APPOINTED BY ~~THE GOVERNOR~~ CHIEF JUDGE OF THE COURT OF APPEALS;

(4) ~~TWO JUDGES~~ ONE JUDGE OF THE DISTRICT COURT OF MARYLAND, APPOINTED BY ~~THE GOVERNOR~~ CHIEF JUDGE OF THE COURT OF APPEALS;

(5) THE ATTORNEY GENERAL OR A DESIGNEE OF THE ATTORNEY GENERAL;

(6) ~~TWO~~ ONE STATE'S ~~ATTORNEYS~~ ATTORNEY WHO ~~ARE~~ IS RECOMMENDED BY THE PRESIDENT OF THE MARYLAND STATE'S ATTORNEYS ASSOCIATION, APPOINTED BY THE GOVERNOR;

(7) THE MARYLAND PUBLIC DEFENDER OR A DESIGNEE OF THE PUBLIC DEFENDER;