

(3) ON RECEIPT OF A PRISONER'S INITIAL COMPLAINT THAT DOES NOT HAVE ATTACHED TO IT PROOF THAT THE PRISONER HAS FULLY EXHAUSTED THE ADMINISTRATIVE REMEDIES AVAILABLE, THE COURT SHALL DISMISS THE CASE WITHOUT PREJUDICE AND GRANT THE PRISONER REASONABLE LEAVE TO AMEND THE COMPLAINT AND TO PROVIDE THE PROOF NECESSARY TO DEMONSTRATE THAT THE PRISONER HAS FULLY EXHAUSTED THE ADMINISTRATIVE REMEDIES.

(C) A COURT SHALL DISMISS A CIVIL ACTION IF THE PRISONER FILING THE ACTION HAS NOT COMPLETELY EXHAUSTED THE ADMINISTRATIVE REMEDIES.

5-504.

(A) ~~(+)~~ PRIOR TO SERVICE OF PROCESS OF THE PRISONER'S CIVIL ACTION, THE COURT ~~SHALL MAY~~ SHALL REVIEW THE PRISONER'S INITIAL COMPLAINT AND IDENTIFY ANY COGNIZABLE CLAIMS.

~~(2)~~ (B) AFTER REVIEWING THE PRISONER'S COMPLAINT, THE COURT MAY DISMISS THE CIVIL ACTION, OR ANY PORTION THEREOF, WITH OR WITHOUT PREJUDICE, IF IT FINDS THAT THE CIVIL ACTION:

~~(+)~~ (1) IS FRIVOLOUS, MALICIOUS, OR FAILS TO STATE A CLAIM FOR WHICH RELIEF CAN BE GRANTED;

~~(H)~~ (2) SEEKS MONETARY DAMAGES FROM A DEFENDANT WHO IS IMMUNE FROM SUCH RELIEF; OR

~~(H)~~ (3) IS BARRED UNDER § 5-503(A) OF THIS SUBTITLE.

~~(3)~~ (C) AN ORDER OF DISMISSAL UNDER PARAGRAPH ~~(2)(1)~~ OR ~~(H)~~ OF THIS SUBSECTION SUBSECTION (B)(1) OR (2) OF THIS SECTION MAY BE ISSUED WITHOUT FIRST REQUIRING PROOF OF EXHAUSTION.

~~(4)~~ ~~(+)~~ THE DISMISSAL OF A CIVIL ACTION UNDER THIS SECTION DOES NOT INVALIDATE THE PRISONER'S CONSENT FOR THE COURT TO COLLECT ITS FILING FEES UNDER § 5-502 OF THIS SUBTITLE AND MAY NOT ABATE THE OBLIGATION OF THE PRISONER FOR FULL PAYMENT OF FEES.

~~(H)~~ IF THE PRISONER HAS CONSENTED TO PAYMENT AND COLLECTION OF THE COURT'S FILING FEE UNDER § 5-502 OF THIS SUBTITLE, THE CLERK AND THE CUSTODIAN SHALL CONTINUE WITH THE COLLECTION PROCESS DESCRIBED IN § 5-502 OF THIS SUBTITLE, UNTIL THE FULL FILING FEE OF THE COURT IS PAID, NOTWITHSTANDING THE COURT'S DISMISSAL OF THE PRISONER'S CIVIL ACTION.

~~(5)~~ THE COURT MAY PERFORM THE JUDICIAL SCREENING PROCESS DESCRIBED IN PARAGRAPH ~~(1)~~ OF THIS SUBSECTION BEFORE FULL PAYMENT HAS BEEN RECEIVED.

~~(B)~~ ~~(+)~~ A PRISONER WHO HAS FILED THREE OR MORE CIVIL ACTIONS THAT HAVE BEEN DECLARED TO BE FRIVOLOUS BY ANY STATE OR FEDERAL COURT MAY NOT FILE ANY FURTHER CIVIL ACTIONS WITHOUT LEAVE OF COURT.