

SUBTITLE 5. PRISONER LITIGATION ACT.

5-501.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) (1) "ADMINISTRATIVE REMEDY" MEANS ANY PROCEDURE FOR REVIEW OF A PRISONER'S COMPLAINT OR GRIEVANCE, INCLUDING JUDICIAL REVIEW, IF AVAILABLE, THAT IS PROVIDED BY THE DEPARTMENT, THE DIVISION OF CORRECTION, OR ANY COUNTY OR OTHER MUNICIPALITY OR POLITICAL SUBDIVISION, AND RESULTS IN A WRITTEN DETERMINATION OR DISPOSITION.

(2) "ADMINISTRATIVE REMEDY" INCLUDES A PROCEEDING UNDER TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE OR ARTICLE 41, § 4-102.1 OF THE CODE.

(C) (1) "CIVIL ACTION" MEANS A LEGAL ACTION SEEKING MONEY DAMAGES, INJUNCTIVE RELIEF, DECLARATORY RELIEF, OR ANY APPEAL FILED IN ANY COURT IN THE STATE THAT RELATES TO OR INVOLVES A PRISONER'S CONDITIONS OF CONFINEMENT.

(2) "CIVIL ACTION" INCLUDES:

(I) AN APPEAL OF AN ADMINISTRATIVE REMEDY TO ANY COURT;

(II) A PETITION FOR MANDAMUS AGAINST THE PRISONER'S CUSTODIAN, ITS OFFICERS OR EMPLOYEES, OR ANY OFFICIAL OR EMPLOYEE OF THE DEPARTMENT;

~~(III) A PETITION FOR HABEAS CORPUS RELIEF THAT DOES NOT ATTACK THE VALIDITY OF THE PRISONER'S CRIMINAL CONVICTION;~~

~~(IV) (III) ANY TORT CLAIM AGAINST A CUSTODIAN, THE CUSTODIAN'S OFFICERS OR EMPLOYEES, OR ANY EMPLOYEE OR OFFICIAL OF THE DEPARTMENT;~~

~~(V) (II) ANY ACTION ALLEGING A VIOLATION OF CIVIL RIGHTS AGAINST A CUSTODIAN, THE CUSTODIAN'S OFFICERS AND EMPLOYEES, OR ANY OFFICIAL OR EMPLOYEE OF THE DEPARTMENT; OR~~

~~(VI) (I) ANY APPEAL, APPLICATION FOR LEAVE TO APPEAL, OR PETITION FOR CERTIORARI.~~

(3) "CIVIL ACTION" DOES NOT INCLUDE A POSTCONVICTION PETITION OR PETITION FOR HABEAS CORPUS RELIEF ~~THAT ATTACKS THE VALIDITY OF A PRISONER'S CRIMINAL CONVICTION.~~

~~(D) "CLERK" MEANS THE CLERK OF THE COURT IN WHICH THE CIVIL ACTION IS FILED.~~