

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 8-807 and 8-808, respectively, of Article - Correctional Services of the Annotated Code of Maryland (as enacted by Chapter ____ (H.B. 11) of the Acts of the General Assembly of 1999) be renumbered to be Section(s) 8-801 and 8-802, respectively.

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article 27 - Crimes and Punishments

[139.

(a) (1) If any individual who is legally detained in the State penitentiary or a jail, house of correction, reformatory, station house, or other place of confinement in this State or who is committed to the Alcohol and Drug Abuse Administration for examination or inpatient treatment escapes, the individual is guilty of a felony and on conviction by the circuit court for the county in which the escape takes place, is subject to confinement in the State penitentiary or a jail or house of correction for an additional period not exceeding 10 years. The sentence imposed under this subsection shall be consecutive to any sentence which was being served at the time of the escape, or any sentence which had been imposed but was not yet being served at the time of sentencing on the escape. A sentence imposed under this subsection may not be suspended.

(2) (i) The following are places of confinement for the purposes of this section:

1. Detention centers and youth centers operated by the Department of Juvenile Justice;

2. The programs for committed delinquent or detained youth at the Charles H. Hickey, Jr. School, the Thomas O'Farrell Youth Center, the Doncaster Facility, and the Victor Cullen Center; and

3. The programs for committed delinquent youth operated by the Department of Juvenile Justice at the Cheltenham Youth Facility.

(ii) The sentence for escape from a facility designated in this paragraph that does not involve an assault may not exceed confinement for 3 years.

(3) If any individual escapes from a facility of the Department of Health and Mental Hygiene after commitment as incompetent to stand trial or not criminally responsible, the individual is guilty of a felony and on conviction is subject to confinement in the State penitentiary or a jail or house of correction for a period not exceeding 10 years.

(b) An escapee who is convicted under subsection (a)(1) of this section is liable for all expenses incurred in the return of the escapee to the jurisdiction of the Division of Correction, State penitentiary, or a jail, house of correction, reformatory, station house, other place of confinement in this State; or the Alcohol and Drug Abuse Administration. The Commissioner, sheriff, or director of the appropriate facility shall notify the returned escapee of any charges. A hearing shall be granted to any