

Defined terms: "Commissioner" § 3-101

"Correctional facility" § 1-101

"Division" § 1-101

"Inmate" § 1-101

"Managing official" § 1-101

3-811. FAMILY LEAVE.

(A) IN GENERAL.

THE COMMISSIONER OR COMMISSIONER'S DESIGNEE MAY GRANT FAMILY LEAVE TO ALLOW AN INMATE TO VISIT THE INMATE'S FAMILY FOR A REASONABLE TIME IF THE INMATE:

(1) IS CONFINED IN A CORRECTIONAL FACILITY IN THE DIVISION;

(2) IS CLASSIFIED TO BE IN MINIMUM SECURITY STATUS; AND

(3) IS RECOMMENDED BY THE CORRECTIONAL FACILITY'S CASE MANAGEMENT TEAM AND MANAGING OFFICIAL.

(B) WRITTEN AUTHORIZATION.

(1) WHEN GRANTING FAMILY LEAVE TO AN INMATE, THE COMMISSIONER OR COMMISSIONER'S DESIGNEE SHALL:

(I) ISSUE A WRITTEN AUTHORIZATION TO THE INMATE THAT SPECIFIES THE CONDITIONS OF THE FAMILY LEAVE; AND

(II) FILE A COPY OF THE AUTHORIZATION IN THE COMMISSIONER'S OFFICE.

(2) WHILE ON FAMILY LEAVE, AN INMATE AT ALL TIMES SHALL POSSESS A COPY OF THE AUTHORIZATION FOR FAMILY LEAVE.

(C) FAILURE TO COMPLY WITH AUTHORIZATION.

THE FAILURE OF AN INMATE TO COMPLY WITH THE TERMS OF THE AUTHORIZATION FOR FAMILY LEAVE IS A VIOLATION OF ARTICLE 27, § 139 OF THE CODE.

(D) REGULATIONS.

THE COMMISSIONER MAY ADOPT REGULATIONS TO CARRY OUT THIS SECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 700D-1.

In subsection (a) of this section, the reference to the "Commissioner's designee" is added for consistency with subsection (b)(1) of this section.

Also in subsection (a) of this section, the reference to "grant[ing]" leave is substituted for the former reference to "authoriz[ing]" leave for consistency with subsection (b)(1) of this section and §§ 3-801(b), 3-802(a) and (b), 3-807(b), 3-808, 3-809, and 3-810(a) of this subtitle.