

(1) IF THE EVALUATION TEAM DETERMINES UNDER § 4-301(C) OF THIS SUBTITLE THAT AN INMATE IS NOT AN ELIGIBLE PERSON, THE DIRECTOR SHALL NOTIFY THE COMMISSIONER AND SEND TO THE COMMISSIONER A COPY OF THE EVALUATION TEAM'S REPORT.

(2) WITHIN 30 DAYS AFTER SENDING THE NOTICE, THE INMATE SHALL BE DELIVERED TO THE APPROPRIATE CORRECTIONAL FACILITY THAT THE COMMISSIONER DESIGNATES.

(B) NOTICE OF ELIGIBILITY.

IF THE EVALUATION TEAM DETERMINES UNDER § 4-301(C) OF THIS SUBTITLE THAT THE INMATE IS AN ELIGIBLE PERSON, THE DIRECTOR SHALL NOTIFY THE COMMISSIONER AND THE INMATE SHALL BE ADMITTED TO THE ELIGIBLE PERSON REMEDIATION PROGRAM IF THE ADMISSION DOES NOT EXCEED THE PROGRAM CAPACITY SPECIFIED IN § 4-202(C) OF THIS TITLE.

(C) TREATMENT PLAN.

(1) THE EVALUATION TEAM SHALL PREPARE, FILE WITH THE DIRECTOR, AND IMPLEMENT AN INDIVIDUALIZED WRITTEN REMEDIATION PLAN FOR EACH ELIGIBLE PERSON.

(2) THE DIRECTOR OR AN ASSOCIATE DIRECTOR FOR TREATMENT SHALL REVIEW THE REMEDIATION PLAN AND THE ELIGIBLE PERSON'S PROGRESS UNDER IT AT APPROPRIATE INTERVALS NOT EXCEEDING EVERY 6 MONTHS.

(D) REVIEW AND RECOMMENDATIONS BY BOARD OF REVIEW.

(1) AT LEAST ONCE A YEAR, FOLLOWING A NEW EVALUATION BY AN EVALUATION TEAM, THE BOARD OF REVIEW SHALL REVIEW AN INMATE'S STATUS AS AN ELIGIBLE PERSON AND THE INMATE'S PROGRESS UNDER THE REMEDIATION PLAN.

(2) AFTER ITS REVIEW, THE BOARD OF REVIEW SHALL MAKE APPROPRIATE WRITTEN RECOMMENDATIONS FOR THE FUTURE REMEDIATION AND STATUS OF THE ELIGIBLE PERSON.

(3) THE INSTITUTION SHALL MAINTAIN A COPY OF THESE RECOMMENDATIONS AS PART OF THE INMATE'S FILE.

(E) CUSTODY AND CONTROL.

AN INMATE TRANSFERRED TO THE INSTITUTION FOR EVALUATION OR TREATMENT REMAINS IN THE CUSTODY OF THE DIVISION OF CORRECTION AND UNDER THE SENTENCE IMPOSED ON THE INMATE, BUT THE INMATE IS SUBJECT TO THE IMMEDIATE CONTROL OF THE INSTITUTION AND ITS STAFF.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 31B, § 9.

In subsections (a)(1) and (b) of this section, the references to the evaluation team "determin[ing] under § 4-301(c) of this subtitle" whether an inmate