

(2) AN INMATE WHO IS SERVING A TERM OF IMPRISONMENT FOR A VIOLENT CRIME COMMITTED ON OR AFTER OCTOBER 1, 1994, SHALL RECEIVE AN ADMINISTRATIVE REVIEW OF THE INMATE'S PROGRESS IN THE CORRECTIONAL FACILITY AFTER THE INMATE HAS SERVED THE GREATER OF:

(I) ONE-FOURTH OF THE INMATE'S AGGREGATE SENTENCE; OR

(II) IF THE INMATE IS SERVING A TERM OF IMPRISONMENT THAT INCLUDES A MANDATORY TERM DURING WHICH THE INMATE IS NOT ELIGIBLE FOR PAROLE, A PERIOD EQUAL TO THE TERM DURING WHICH THE INMATE IS NOT ELIGIBLE FOR PAROLE.

(D) LIFE IMPRISONMENT.

(1) EXCEPT AS PROVIDED IN PARAGRAPHS (2) AND (3) OF THIS SUBSECTION, AN INMATE WHO HAS BEEN SENTENCED TO LIFE IMPRISONMENT IS NOT ELIGIBLE FOR PAROLE CONSIDERATION UNTIL THE INMATE HAS SERVED 15 YEARS OR THE EQUIVALENT OF 15 YEARS CONSIDERING THE ALLOWANCES FOR DIMINUTION OF THE INMATE'S TERM OF CONFINEMENT UNDER ARTICLE 27, § 638C OF THE CODE AND TITLE 3, SUBTITLE 7 OF THIS ARTICLE.

(2) AN INMATE WHO HAS BEEN SENTENCED TO LIFE IMPRISONMENT AS A RESULT OF A PROCEEDING UNDER ARTICLE 27, § 413 IS NOT ELIGIBLE FOR PAROLE CONSIDERATION UNTIL THE INMATE HAS SERVED 25 YEARS OR THE EQUIVALENT OF 25 YEARS CONSIDERING THE ALLOWANCES FOR DIMINUTION OF THE INMATE'S TERM OF CONFINEMENT UNDER ARTICLE 27, § 638C OF THE CODE AND TITLE 3, SUBTITLE 7 OF THIS ARTICLE.

(3) (I) IF AN INMATE HAS BEEN SENTENCED TO IMPRISONMENT FOR LIFE WITHOUT THE POSSIBILITY OF PAROLE UNDER ARTICLE 27, § 412 OR § 413 OF THE CODE, THE INMATE IS NOT ELIGIBLE FOR PAROLE CONSIDERATION AND MAY NOT BE GRANTED PAROLE AT ANY TIME DURING THE INMATE'S SENTENCE.

(II) THIS PARAGRAPH DOES NOT RESTRICT THE AUTHORITY OF THE GOVERNOR TO PARDON OR REMIT ANY PART OF A SENTENCE UNDER § 7-601 OF THIS TITLE.

(4) IF ELIGIBLE FOR PAROLE UNDER THIS SUBSECTION, AN INMATE SERVING A TERM OF LIFE IMPRISONMENT MAY ONLY BE PAROLED WITH THE APPROVAL OF THE GOVERNOR.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 41, § 4-516.

In the introductory language of subsection (a) of this section, the phrase "[e]xcept as otherwise provided in this section" is added to state expressly that which only was implied in the former law.

Also in the introductory language of subsection (a) of this section, the former reference to the Commission's duty to request an investigation "of its own initiative" is deleted as implicit in the requirement that the Commission request an investigation.