

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 41, § 4-612(b) and (c).

In subsections (a) and (b) of this section, the references to an "individual" are substituted for the former references to a "person" because only a human being, and not the other entities included in the defined term "person", can be eligible for mandatory supervision. See § 1-101 of this article for the definition of "person".

In subsection (a) of this section, the former reference to an individual being "deemed" to remain in legal custody is deleted as surplusage.

Defined terms: "Mandatory supervision" § 7-101
"Parolee" § 7-101

7-503. WRITTEN ORDER; RESTITUTION.

(A) WRITTEN ORDER.

THE DIVISION OF CORRECTION SHALL ISSUE A WRITTEN ORDER THAT SPECIFIES THE TERMS AND CONDITIONS THAT MUST BE MET FOR AN INDIVIDUAL ON MANDATORY SUPERVISION TO SERVE THE REMAINDER OF THE INDIVIDUAL'S TERM OUTSIDE A CORRECTIONAL FACILITY.

(B) RESTITUTION.

IF A COURT PREVIOUSLY ORDERED AN INDIVIDUAL TO PAY RESTITUTION AS A PART OF A SENTENCE OR AS A CONDITION OF PROBATION, THE INDIVIDUAL SHALL BE REQUIRED TO MAKE RESTITUTION PAYMENTS WHILE UNDER MANDATORY SUPERVISION AS A CONDITION OF MANDATORY SUPERVISION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 41, § 4-612(a).

In subsections (a) and (b) of this section, the references to an "individual" are substituted for the former references to a "person" because only a human being, and not the other entities included in the defined term "person", can be eligible for mandatory supervision. See § 1-101 of this article for the definition of "person".

In subsection (a) of this section, the reference to the "Division of Correction" is added to state expressly that which was only implied in the former law, i.e., the Division of Correction is the entity that is responsible for issuing the written order.

Also in subsection (a) of this section, the former reference to serving the remainder of the individual's term outside "the confines of" a correctional facility is deleted as implicit in the reference to serving the remainder of the individual's term "outside" a correctional facility.

Defined terms: "Correctional facility" § 1-101
"Division of Correction" § 1-101
"Mandatory supervision" § 7-101