In subsection (b)(1) of this section, the former references to the phase–in periods are deleted as obsolete.

Defined terms: "Correctional facility" § 1–101
    "Division" § 9–101
    "Inmate" § 1–101

9–105. SENTENCING TO LOCAL CORRECTIONAL FACILITIES.

NOTWITHSTANDING ANY OTHER LAW, A JUDGE MAY SENTENCE AN INDIVIDUAL TO A LOCAL CORRECTIONAL FACILITY IF:

    (1) THE SENTENCE TO BE THEN EXECUTED IS FOR A PERIOD OF NOT MORE THAN 18 MONTHS; AND

    (2) THE JUDGE IMPOSING THE SENTENCE IS IN A JURISDICTION THAT IS A PARTY TO THE OPERATION AND MAINTENANCE OF THE LOCAL CORRECTIONAL FACILITY TO WHICH THE INDIVIDUAL IS SENTENCED.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 705(g).

In the introductory language of this section, the reference to the applicability of this section "[n]otwithstanding any other law" is substituted for the former reference to "[n]otwithstanding any other provisions of the Annotated Code of Maryland" for consistency with §§ 9–103, 9–104, and 9–106 of this subtitle.

Also in the introductory language of this section, the term "individual" is substituted for the former term "convicted offender" for consistency with Art. 27, § 641 of the Code, which, in certain counties, authorizes a court to sentence an individual to confinement as a condition of probation before judgment.

In item (2) of this section, the reference to an "individual" is substituted for the former reference to a "person" because only human beings, and not the other entities included in the defined term "person", can be sentenced to a local correctional facility. See § 1–101 of this article for the definition of "person".

Defined term: "Local correctional facility" § 1–101

9–106. SENTENCING AND COMMITMENT — BALTIMORE CITY.

(A) SCOPE.

THIS SECTION APPLIES ONLY IN BALTIMORE CITY.

(B) SERVICE OF SENTENCE.

NOTWITHSTANDING ANY OTHER LAW, A JUDGE WHO IMPOSES A SENTENCE OF IMPRISONMENT ON AN INDIVIDUAL SHALL COMMIT THE INDIVIDUAL TO THE CUSTODY OF THE COMMISSIONER OF CORRECTION.