

(2) IF PAROLE IS NOT REVOKED, ON THE DATE THAT THE CONSECUTIVE SENTENCE WAS IMPOSED.

(D) CONCURRENT OR PARTIALLY CONCURRENT SENTENCES.

AN INMATE UNDER A SENTENCE TO A TERM OF DIVISION CUSTODY THAT IS CONCURRENT OR PARTIALLY CONCURRENT TO A TERM OF NON-DIVISION CUSTODY SHALL BE SUBJECT TO DIVISION CUSTODY IMMEDIATELY ON RELEASE FROM NON-DIVISION CUSTODY DUE TO THE EXPIRATION OF A SENTENCE, PAROLE, OR THE APPLICATION OF DIMINUTION CREDITS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 690C.

In subsection (a)(2) of this section, the reference to the "jurisdiction of the Division of Correction" is substituted for the former reference to the "custody of the Commissioner of Correction" for consistency with § 9-103 of this title, which requires a judge to sentence to "the jurisdiction of the Division of Correction".

In the introductory language of subsection (a)(3)(ii) of this section, the former reference to confinement resulting from a sentence to the "custody" of a local correctional facility is deleted for consistency with subsection (a)(2) of this section.

In subsection (a)(3)(ii)1 of this section, the former reference to confinement resulting from a sentence to "a sheriff" is deleted as implied in the reference to confinement resulting from a sentence to "a local correctional facility", which covers those situations in which an individual is sentenced to a local correctional facility that is managed by a sheriff.

In subsection (a)(3)(ii)2 of this section, the reference to a "correctional facility" in a foreign jurisdiction is substituted for the former reference to the "custodian" of a foreign jurisdiction for structural consistency with subsection (a)(3)(ii)1 of this section, which refers to sentencing to a "local correctional facility". Although the meaning of the term "correctional facility" may be narrower in some circumstances than the term "custodian", any situation involving confinement in a foreign jurisdiction that is not expressly covered by subsection (a)(3)(ii)2 of this section is covered by the broad definition in subsection (a)(3)(i) of this section.

In subsection (b)(1) of this section, the reference to "Division custody" is substituted for the former reference to "custody of the Commissioner of Correction" in light of the definition of "Division custody" in subsection (a)(2) of this section and for consistency with subsection (b)(2) of this section.

Also in subsection (b)(1) of this section, the reference to a sentence to "a term of" Division custody is added for consistency within this paragraph, which includes a reference to a "term of" Non-Division custody. Correspondingly, in subsection (b)(2) of this section, the reference to a