

## (B) MANAGING OFFICIAL — LOCAL CORRECTIONAL FACILITY.

(1) IN A COUNTY THAT HAS ADOPTED A CHARTER UNDER ARTICLE XI--A OF THE MARYLAND CONSTITUTION, THE COUNTY COUNCIL, BY RESOLUTION OR LAW, MAY PROVIDE FOR THE APPOINTMENT OF A QUALIFIED INDIVIDUAL AS MANAGING OFFICIAL OF THE LOCAL CORRECTIONAL FACILITY AND FOR QUALIFIED ASSISTANTS NECESSARY TO PERFORM THE DUTIES OF THAT OFFICE.

(2) A MANAGING OFFICIAL IS RESPONSIBLE FOR THE SAFEKEEPING, CARE, AND FEEDING OF INMATES COMMITTED TO THE CUSTODY OF A LOCAL CORRECTIONAL FACILITY, INCLUDING AN INMATE WHO IS WORKING ON THE PUBLIC HIGHWAYS OR GOING TO AND FROM THAT WORK, UNTIL THE INMATE IS DISCHARGED, RELEASED, OR WITHDRAWN FROM THE LOCAL CORRECTIONAL FACILITY BY DUE COURSE OF LAW.

(3) EXCEPT AS SPECIFICALLY PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THIS SUBSECTION DOES NOT AFFECT THE POWERS AND DUTIES OF THE SHERIFF OF A COUNTY RELATING TO CUSTODY AND SAFEKEEPING OF INMATES.

## (C) ANNE ARUNDEL COUNTY — LIMITED AUTHORITY OF CERTIFIED LAW ENFORCEMENT OFFICERS.

THE COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, BY RESOLUTION OR LAW, MAY PROVIDE FOR THE CUSTODY, SAFEKEEPING, AND TRANSPORTATION OF INMATES BY CERTIFIED LAW ENFORCEMENT OFFICERS OTHER THAN THE SHERIFF.

## (D) BALTIMORE COUNTY JAIL — SHERIFF'S DUTIES.

THE COUNTY COUNCIL OF BALTIMORE COUNTY, BY RESOLUTION OR LAW, MAY REQUIRE THAT THE SHERIFF OF BALTIMORE COUNTY OPERATE AND ADMINISTER THE BALTIMORE COUNTY JAIL.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 87, §§ 45, 47, 48, and 48A. It is revised as a comprehensive statement on authority for custody of inmates to more accurately express the apparent intent of the law.

In subsection (a) of this section, the references to "individual[s]" are substituted for the former references to "persons" for accuracy because only a human being, and not the other entities included in the defined term "person", can be committed to a sheriff for safekeeping. See § 1-101 of this article for the definition of "person". Similarly, in subsection (b)(1) of this section, the reference to a qualified "individual" is substituted for the former reference to a qualified "person" because only a human being can be appointed as managing official of a local correctional facility.

In subsection (a)(2) of this section, the references to an individual who is committed "to the custody of the sheriff" are added for consistency with subsection (a)(1) of this section. Similarly, in subsection (b)(2) of this section, the reference to an inmate who is committed "to the custody of a local correctional facility" is added for consistency with subsection (a)(1) of this section.