

In subsection (b) of this section, the reference to the "county" is substituted for the former reference to the "local jurisdiction" for consistency within this subtitle.

The Correctional Services Article Review Committee notes, for consideration by the General Assembly, that subsection (b) of this section does not seem to apply to regional centers or to centers that are operated by the State by reason of default. The General Assembly may wish to amend this provision to require, in the case of a regional center, that the advisory function, composition, and appointment of members be in accordance with the agreement between the counties or be determined by the county in which the center is located. The General Assembly may also wish to amend this provision to require, in the case of a State-operated center, that the advisory function, composition, and appointment of members be determined by the State.

Defined terms: "Center" § 11-301

"County" § 1-101

"Inmate" § 1-101

11-313. APPOINTMENT AND REMOVAL OF DIRECTOR AND ASSISTANT DIRECTOR; CECIL COUNTY.

(A) CENTER OPERATED BY CHARTER COUNTY.

IF A CENTER IS OPERATED BY A COUNTY IN ACCORDANCE WITH § 11-311(A) OF THIS SUBTITLE AND THE COUNTY IS A CHARTER COUNTY, THE DIRECTOR AND ANY ASSISTANT DIRECTOR SHALL BE APPOINTED AND REMOVED BY THE CHIEF EXECUTIVE OFFICER OF THE COUNTY GOVERNMENT WITH THE ADVICE OF THE COMMUNITY ADVISORY BOARD AND THE ADVICE AND CONSENT OF THE COMMISSIONER.

(B) CENTER OPERATED BY NONCHARTER COUNTY.

EXCEPT AS PROVIDED IN SUBSECTION (E) OF THIS SECTION, IF A CENTER IS OPERATED BY A COUNTY IN ACCORDANCE WITH § 11-311(A) OF THIS SUBTITLE AND THE COUNTY IS NOT A CHARTER COUNTY SUBJECT TO ARTICLE XI-A OF THE MARYLAND CONSTITUTION, THE DIRECTOR AND ANY ASSISTANT DIRECTOR SHALL BE APPOINTED AND REMOVED BY THE COUNTY COMMISSIONERS WITH THE ADVICE OF THE COMMUNITY ADVISORY BOARD AND THE ADVICE AND CONSENT OF THE COMMISSIONER.

(C) REGIONAL CENTER.

IF A CENTER IS A REGIONAL CENTER OPERATED BY AGREEMENT OF THE COUNTIES IN THE REGION IN ACCORDANCE WITH § 11-311(B) OF THIS SUBTITLE, THE DIRECTOR AND ANY ASSISTANT DIRECTOR SHALL BE APPOINTED AND REMOVED BY THE OFFICIALS OF THE COUNTY GOVERNMENTS IN ACCORDANCE WITH THE REGIONAL AGREEMENT AND WITH THE ADVICE OF THE COMMUNITY ADVISORY BOARD AND THE ADVICE AND CONSENT OF THE COMMISSIONER.

(D) STATE CENTER.