

11-507. REVOCATION OF CREDITS FOR VIOLATIONS OF RULES OF DISCIPLINE.

(A) VIOLATION OF RULES OF DISCIPLINE.

IF AN INMATE VIOLATES THE RULES OF DISCIPLINE OF A LOCAL CORRECTIONAL FACILITY, THE MANAGING OFFICIAL, FOR EACH VIOLATION, MAY REVOKE SOME OR ALL OF THE DIMINUTION CREDITS AWARDED UNDER § 11-503 (PRESENTENCE GOOD CONDUCT) OR § 11-504 (POSTSENTENCE GOOD CONDUCT) OF THIS SUBTITLE FOR THE MONTH IN WHICH THE VIOLATION OCCURS.

(B) AGGRAVATED NATURE OR FREQUENCY OF VIOLATION.

IN ADDITION TO THE REVOCATION AUTHORIZED UNDER SUBSECTION (A) OF THIS SECTION, IF A VIOLATION IS AGGRAVATED OR THE INMATE COMMITS FREQUENT VIOLATIONS, THE MANAGING OFFICIAL MAY REVOKE SOME OR ALL OF THE DIMINUTION CREDITS AWARDED UNDER § 11-503 (PRESENTENCE GOOD CONDUCT) OR § 11-504 (POSTSENTENCE GOOD CONDUCT) OF THIS SUBTITLE.

(C) OTHER DIMINUTION CREDITS NOT AFFECTED.

THIS SECTION DOES NOT AFFECT THE DIMINUTION CREDITS AWARDED UNDER §§ 11-505 (INDUSTRIAL, AGRICULTURAL, OR ADMINISTRATIVE TASKS) AND 11-506 (SPECIAL SELECTED WORK PROJECTS) OF THIS SUBTITLE.

(D) DUE PROCESS REQUIRED.

A MANAGING OFFICIAL MAY NOT REVOKE DIMINUTION CREDITS AWARDED TO AN INMATE UNLESS THE INMATE IS AFFORDED DUE PROCESS OF LAW BEFORE THE REVOCATION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 704A(g).

In subsections (a), (b), and (d) of this section, the references to "diminution credits awarded" to an inmate are substituted for the former references to "gained time" and "time gained" for consistency within this subtitle. See also § 3-709 of this article.

In subsection (a) of this section, the reference to the managing official's authority to "revoke" diminution credits is substituted for the former reference to the managing official's authority to "deduct" diminution credits for clarity and consistency with § 3-709(a) of this article. Correspondingly, in subsection (b) of this section, the reference to the "revocation" of diminution credits is substituted for the former reference to the "deduction" of diminution credits.

Also in subsection (a) of this section, the reference to the authority to revoke "some or" all of the diminution credits awarded for good conduct is added to state expressly that which was only implied in the former reference to the authority to revoke "all" of the diminution credits awarded for good conduct and for consistency with subsection (b) of this section.

Also in subsection (a) of this section, the reference to diminution credits