

11-704(d)(4)(i) and 11-706(b)(5)(iv)1 of this subtitle.

The Correctional Services Article Review Committee notes, for consideration by the General Assembly, that subsection (d)(4) of this section sets forth rules governing the disposition of an inmate's earnings. The Committee further notes that there are significant inconsistencies throughout this article in statutory provisions governing the disposition of an inmate's earnings in different contexts. See, e.g., §§ 3-804, 3-807(e)(1), 9-504(d), 9-512(b), 11-319(b), 11-407(b), 11-604, 11-704(d), 11-705(i), 11-706(b)(5), 11-707(b), 11-708(b)(7), 11-711(g), 11-712(c)(5), 11-714(c)(4), 11-715(e), 11-716(g), 11-717(e), 11-718(e), 11-719(b), 11-722(b), 11-724(g), and 11-725(b) of this article and accompanying Revisor's Notes. The General Assembly may wish to examine all of the relevant provisions and determine whether they should be changed to reflect a more consistent policy in this area.

In the introductory language of subsection (d)(5) of this section, the reference to a violation of "any provision of or fail[ure] to perform any duty imposed by" a regulation adopted under this subsection is deleted as included in the reference to a violation of "a regulation adopted under this section".

In subsection (d)(5)(iii) of this section, the reference to a regulation adopted under this "section" is substituted for the former inaccurate reference to a regulation adopted under this "subsection". Former Art. 27, 645Y(e), which is revised in subsection (d)(5) of this section, did not authorize the adoption of regulations governing work release, training, and rehabilitation programs. The authority to adopt regulations governing these programs was granted by former Art. 27, § 645Y(d)(1), which is revised in subsection (d)(2) of this section.

The Correctional Services Article Review Committee notes, for consideration by the General Assembly, that subsections (d)(5)(ii) and (f)(4) of this section are two of the many provisions in this article that relate to inmates who escape while legitimately outside the confines of a correctional facility (e.g., while on work release, home detention, pretrial release, weekend leave, compassionate leave, family leave, etc.). For a discussion of the Committee's perspective on these provisions, see § 3-305(c) of this article and accompanying Revisor's Note.

In subsection (e)(1) of this section, the former reference to a crime "for which the court may assess a fine, court costs, or both" is deleted as implied in the reference to the "satisf[action]" of "a fine or court costs".

Also in subsection (e)(1) of this section, the former reference to a work program established under the jurisdiction of "the local office of" the Division of Parole and Probation is deleted for accuracy. Currently, no such work program exists. If a work program is created in the future, it would be created under the jurisdiction of "the Division of Parole and Probation".