

In subsection (e)(2) of this section, the former reference to the "original" fine and court costs is deleted as implied in the reference to "the fine and court costs".

Also in subsection (e)(2) of this section, the former reference to the fine and court costs "imposed by the court" is deleted as implied in the reference to "the fine and court costs".

The Correctional Services Article Review Committee notes, for consideration by the General Assembly, that Anne Arundel County does not have a farm labor program for its inmates nor does it plan to adopt one. The General Assembly may wish to repeal subsection (f) of this section as obsolete. If subsection (f) is not repealed, subsection (f)(2) of this section, which allows "able-bodied male" inmates to be assigned to farm labor, should be examined for conflicts with Article 46 of the Maryland Declaration of Rights and the Americans with Disabilities Act.

The Correctional Services Article Review Committee also notes, for consideration by the General Assembly, that subsection (f)(2)(ii) of this section, which requires that the person requesting farm labor pay certain costs, does not specify to whom the payments must be made or how it relates to the requirement in subsection (f)(3) of this section that the County Council reimburse the Administrator for similar costs. If subsection (f) is not repealed, the General Assembly may wish to require that a farmer pay the County for the specified costs and that the County appropriate money to reimburse the Administrator.

In subsection (f)(2)(iii) of this section, the phrase "as they may deem advisable", which formerly modified the reference to a superintendent's authority to "require ... a payment in advance", is deleted as implied in the broad grant of authority to the Administrator.

In subsection (f)(2) and (3) of this section, the references to the defined term "Administrator" are substituted for the former references to "superintendent of the county detention center" for consistency within this section.

The Correctional Services Article Review Committee notes, for consideration by the General Assembly, that subsection (f)(4) of this section makes escape from a farm labor program a misdemeanor. However, under Art. 27, § 139 of the Code, the crime of escape is a felony.

Defined terms: "Court" § 11-701

"Division of Parole and Probation" § 1-101

"Inmate" § 1-101

"Local correctional facility" § 1-101

"Person" § 1-101

11-704. BALTIMORE CITY.

(A) DEFINITION OF COMMISSIONER