

## (2) THE COST OF THE INMATE'S FOOD, LODGING, AND CLOTHING.

## (C) DUTIES OF COUNTY COMMISSIONERS.

## THE COUNTY COMMISSIONERS SHALL:

- (1) ESTABLISH THE PER DIEM RATE FOR AN INMATE'S FOOD, LODGING, AND CLOTHING; AND
- (2) DESIGNATE AN AGENT TO COLLECT THE COSTS SPECIFIED IN THIS SECTION.

REVISOR'S NOTE: Subsection (a) of this section is new language added to clarify that this section applies only in Caroline County.

Subsections (b) and (c) of this section are new language derived without substantive change from former Art. 27, § 645AA, as it applied in Caroline County.

In subsection (b) of this section, the reference to "confined" is substituted for the former reference to "incarcerated" for consistency throughout this article. See General Revisor's Note to this article.

Also in subsection (b) of this section, the phrase "while in the jail", which formerly modified the reference to "the cost of their own food, lodging, and clothing", is deleted as unnecessary in light of the reference in the introductory language of this subsection to an inmate "[w]hile confined in the Caroline County Jail".

The Correctional Services Article Review Committee notes, for consideration by the General Assembly, that subsection (b) 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, 11-703(d)(4), 11-704(d), 11-705(i), 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 (c) of this section, the phrase "[i]n their respective counties", which formerly modified the reference to the duties of the County Commissioners to "[e]stablish the per diem rate" and "[d]esignate an agent", is deleted as unnecessary because this section applies only in Caroline County. See § 11-725 of this subtitle for the revision of former Art. 27, § 645AA as it applied to Worcester County.

In subsection (c)(1) of this section, the reference to "an inmate's" food, lodging, and clothing is added to state expressly that which was only