

which sets forth rules governing the disposition of an inmate's earnings, is one of many provisions in this article that relates to this subject. However, there are significant inconsistencies throughout this article in the provisions that govern 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), 11-706(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), 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 subsection (h)(1) of this section, the reference to "establish[ing]" a trust or condition is substituted for the former reference to "prescrib[ing]" a trust or condition for stylistic consistency throughout this article.

The Correctional Services Article Review Committee notes, for consideration by the General Assembly, that subsection (h)(1)(ii) allows an inmate's diminution credits to be cancelled without expressly requiring a hearing. The General Assembly may wish to clarify whether a hearing is required in this situation. See, e.g., § 11-703(d)(5)(ii) of this subtitle.

The Correctional Services Article Review Committee also notes, for consideration by the General Assembly, that subsection (h)(2) of this section is one of many provisions in this article that relates 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 (h)(4) of this section, the reference to a trust or condition "that a court or the County Department of Corrections establishes" is added to state expressly that which was only implied under the former law.

Also in subsection (h)(4) of this section, the reference to the duty of the Department to notify the sentencing court in writing "of the violation" is added to state specifically the subject of the Department's notice.

Defined terms: "Court" § 11-701

"Inmate" § 1-101

11-725. WORCESTER COUNTY.

(A) SCOPE OF SECTION.

THIS SECTION APPLIES ONLY IN WORCESTER COUNTY.

(B) INMATE PAYMENTS.

WHILE CONFINED IN THE WORCESTER COUNTY JAIL, AN INMATE EMPLOYED UNDER § 11-602 OF THIS TITLE SHALL PAY: