

- (ii) has an intellectual impairment or emotional imbalance;
- (iii) is likely to respond favorably to the programs and services that the Institution provides;
- (iv) can better respond to remediation through those programs and services than by other incarceration; and
- (v) meets the eligibility criteria that the Secretary establishes under § 4-208(b) of this title.

(2) "Eligible person" does not include an individual who:

(i) is serving two or more sentences of imprisonment for life under Article 27, § 412 of the Code;

(ii) is serving one or more sentences of imprisonment for life when a court or jury has found under Article 27, § 413 of the Code, beyond a reasonable doubt, that one or more aggravating circumstances existed; or

(iii) has been convicted of murder in the first degree, rape in the first degree, or a sexual offense in the first degree, unless the sentencing judge, at the time of sentencing or in the exercise of the judge's revisory power under the Maryland Rules, recommends that the individual be referred to the Institution for evaluation.

(f) "Evaluation team" means a team of at least three professional employees of the Institution, one of whom shall be a social worker, one of whom shall be a psychologist, and one of whom shall be a psychiatrist.

(g) "Institution" means the Patuxent Institution.

(H) "PATUXENT PROGRAMS" INCLUDES THE ELIGIBLE PERSON PROGRAM AS DEFINED IN § 4-301 OF THIS TITLE, AND THE PATUXENT YOUTH PROGRAM AS DEFINED IN § 4-401 OF THIS TITLE.

[(h)] (I) "Remediation" means treatment for specific areas of mental and social deficiencies that are highly related to criminal behavior.

[(i)] (J) "Victim" means:

(1) an individual who suffers personal physical injury or death as a direct result of a crime; or

(2) if the victim is deceased, a designated family member of the victim.

4-202.

(a) The purpose of the Institution is to provide remediation programs and services to youthful OFFENDERS, OTHER eligible persons, AND MENTALLY ILL INMATES including a range of program alternatives indicated by the current state of knowledge to be appropriate and effective for the population being served.