

certain monitoring devices; clarifying various types of home detention or custodial confinement programs subject to the crime of escape in the second degree; modifying a defined term; establishing certain penalties; and generally relating to escape in the first degree and escape in the second degree.

BY repealing and reenacting, without amendments,

Article - Criminal Law

Section 9-410(a)

Annotated Code of Maryland

(2002 Volume and 2003 Supplement)

BY repealing and reenacting, with amendments,

Article - Criminal Law

Section 9-401(f), 9-404, ~~and 9-405,~~ and 9-410(f)

Annotated Code of Maryland

(2002 Volume and 2003 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Criminal Law

9-401.

(f) (1) "Place of confinement" means:

~~(1)~~ (1) a correctional facility;

~~(2)~~ (2) [a place identified in a home detention order or agreement;

~~(3)~~ (3) a facility of the Department of Health and Mental Hygiene; OR

(4) a detention center for juveniles or a facility for juveniles listed in Article 83C, § 2-117(a)(2) of the Code;

~~(5)~~ (5) a place identified in a juvenile community detention order; or

~~(6)~~ ~~(3)~~ ~~(III)~~ ~~EXCEPT AS PROVIDED IN § 9-405 OF THIS SUBTITLE,~~ any other facility in which a person is confined under color of law.

(2) "PLACE OF CONFINEMENT" DOES NOT INCLUDE:

(I) A DETENTION CENTER FOR JUVENILES;

(II) A FACILITY FOR JUVENILES LISTED IN ARTICLE 83C, § 2-117(A)(2) OF THE CODE; OR

(III) A PLACE IDENTIFIED IN A JUVENILE COMMUNITY DETENTION

ORDER

9-404.

(a) A person may not knowingly escape from a place of confinement.