

(i) For sentenced prisoners who are sentenced on or after January 1, 1987, the State shall reimburse the counties and Baltimore City for each day in excess of 90 days through day 365 that sentenced prisoners are confined in a local detention center. The rate of reimbursement shall be 50 percent of the rate set forth in subsection (i) of this section; or

(ii) For fiscal year 1987 and each fiscal year thereafter, the Secretary of Public Safety and Correctional Services shall determine for each county and Baltimore City the difference between the actual number of prisoner days for the prior fiscal year and the average number of prisoner days and multiply this number of prisoner days, if positive, by 85 percent of the rate of reimbursement set forth in subsection (i) of this section.

(3) Each year, the Secretary shall certify to the State Comptroller:

(i) On or before September 30, December 31, March 31, and June 30, one-fourth of the amount estimated to be the amount due the counties and Baltimore City under the provisions of this section;

(ii) Any discrepancy between the payments made and the actual required reimbursement for the preceding fiscal year should be compensated for in the September payment; and

(iii) Within 5 days after the State Comptroller receives a certification from the Secretary, the State Comptroller shall draw a warrant on the State Treasurer for the amount due each county and Baltimore City. The State Treasurer immediately shall pay the amount due to the county and Baltimore City.

(e) Whenever in this article or any other law reference is made to the sentencing or confinement of prisoners to any of the institutions enumerated in § 689, such reference shall be construed to mean sentencing or confinement to the jurisdiction of the Division rather than to any particular institution or facility of the Division.

(f) The Commissioner of Correction may transfer minimum security inmates to county or Baltimore City detention facilities for participation in community-oriented correctional programs, by mutual agreement with Baltimore City or the counties involved.

(g) The Commissioner of Correction may accept transfer of inmates or pretrial defendants from a county or Baltimore City detention facility if such person to be transferred requires specialized treatment of behavior or medical problems, or requires maximum security detention, and the county or Baltimore City facility is not equipped to properly provide the necessary treatment or detention. A transfer under this subsection may not take place without such approvals by the committing court as are otherwise required by law.

(h) The Commissioner may contract with the federal government for the transfer of inmates from institutions and facilities operated by the Division to appropriate institutions and facilities operated by or for the federal government.