

HOUSE BILL 274

E2

9lr0480
CF 9lr1875

By: **Delegates Barron and Dumais**

Introduced and read first time: January 25, 2019

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Justice Reinvestment Act – Diminution Credits – Sentencing**

3 FOR the purpose of clarifying that certain changes in certain provisions of law relating to
4 the application of diminution credits shall be construed prospectively to apply to the
5 portion of an inmate’s sentence that is originally imposed, modified, or ordered to be
6 served for a violation of probation on or after a certain date; providing for the
7 construction of this Act; and generally relating to diminution credits.

8 BY repealing and reenacting, with amendments,
9 Chapter 515 of the Acts of the General Assembly of 2016
10 Section 14

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

13 **Chapter 515 of the Acts of 2016**

14 SECTION 14. AND BE IT FURTHER ENACTED, That § 3–704, § 3–707, and §
15 3–708 of the Correctional Services Article, as enacted by Section 2 of this Act, shall be
16 construed prospectively to apply only to [inmates that are sentenced] **THE PORTION OF**
17 **AN INMATE’S SENTENCE THAT IS ORIGINALLY IMPOSED, MODIFIED, OR ORDERED TO**
18 **BE SERVED FOR A VIOLATION OF PROBATION** on or after October 1, 2017.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act may not be construed
20 to:

21 (1) result in a recalculated release date for an inmate that is prior to the
22 effective date of this Act; or

23 (2) create a cause of action for false imprisonment against the Department

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 of Public Safety and Correctional Services or a local correctional facility.

2 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
3 October 1, 2019.