



**Patuxent Institution
Directive**

Randall S. Nero, Ph.D.

**Approved By:
Randall S. Nero, Ph.D.
Director**

Title: Discharge/Transfer of Patuxent Program Inmates	Directive Number: PATX.230.0002
Related MD Statute/Regulations COMAR 12.12; CSA §§4-301 and 4-401, ACM; PATX.230.0003	Supersedes: PID #230-2
Related ACA Standards:	Authorized By: Director of Patuxent Institution
Related MCCS Standards: MCCS .01 Security & Inmate Control	Effective Date: January 23, 2013 Number of Pages: 3

.01 Purpose.

To establish discharge procedures for non-eligible and opt-out inmates of Patuxent Institution.

.02 Scope.

Applicable to Patuxent Institution

.03 Policy.

It is the policy of the Patuxent Institution to return jurisdiction of Patuxent Program inmates to the custody of the Department of Public Safety and Correctional Services/Operations upon a finding of ineligibility or upon notification that an inmate opted to sign out of the Eligible Person Program.

.04 Definitions.

A. In this directive, the following terms have the meanings indicated.

B. Terms Defined.

(1) Patuxent Program refers to either the Eligible Person (EP) Program under Correctional Services Article, section 4-301, et seq., or the Patuxent Youth Program (PY) under Correctional Services Article, section 4-401, et seq.

(2) Eligible Person as defined in Title Four of the Correctional Services Article.

(3) Non-Eligible means an inmate who has been evaluated for acceptance into a Patuxent Program (Eligible Person or Patuxent Youth Program), or an inmate previously accepted into a Patuxent Program who does not meet the statutory criteria for treatment at the Patuxent Institution.

(4) Opt-out means an inmate who has requested, in writing, to leave the Eligible Person Program.

.05 Responsibility.

A. Non-Eligible Person Discharges

(1) Upon receipt of staffing results indicating that an inmate is declared non-eligible,

(a) The inmate's name will be recorded on the non-eligible person list.

(b) The inmate will be moved to a non-program tier.

(c) The inmate will be transferred to another facility within the Department of Public Safety and Correctional Services in accordance with PATX230.0003.

(2) An Eligible Person who has been declared non-eligible must wait three years following his/her discharge as required by Correctional Services Article §4-301 before re-applying for the program.

B. Opt-Out Transfers

(1) Upon notification that an Eligible Person wishes to sign-out of the EP program,

(a) The inmate will be given a PI 61-0113, Sign-out Request form (Appendix A),

(b) The inmate will be informed that a change of mind of the verbal request may only be rescinded in writing to either the Director or the Associate Director for Behavioral Sciences,

(2) Upon completion of the Sign-out Request form,

(a) The inmate will be moved to a non-program tier,

(b) The inmate will be placed on the Opt-out list, and

(c) The inmate will be transferred to another facility within the Department of Public Safety and Correctional Services in accordance with PATX.230.0003.

(3) There is no appeal or reinstatement process for an inmate who has opted to sign out of the program. An inmate must wait three years as required by Correctional Services Article §4-301 and reapply for the program.

(4) A Youth may not opt-out of the Patuxent Youth Program.

.06 Attachments/Links.

Appendix A Sign Out Release, P.I. Form 61-0113

.07 History.

A. This Directive rescinds PID 230-2 dated October 9, 2008.

B. This Directive supersedes provisions of any other prior existing Agency communication with which it may conflict.

.08 Distribution:

A
L