
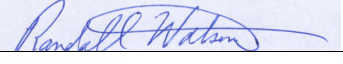



STATE OF MARYLAND
DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES
DIVISION OF CORRECTION

 DIVISION OF CORRECTION DIRECTIVE	PROGRAM:	INMATE FINANCES
	DCD #:	245-2
	TITLE:	Cost Assessment of Returning an Escapee
	ISSUED:	December 21, 2006
	AUTHORITY:	 Randall Watson ASSISTANT COMMISSIONER
	APPROVED:	 John A. Rowley ACTING COMMISSIONER

- I. References:
 - A. Criminal Law Article, §9-407, and Correctional Services Article, §9-605, ACM
 - B. DCD 245-1

- II. Applicable to: DOC Headquarters, Maryland Correctional Enterprises, and all Institutions

- III. Purpose: To provide policy and procedure regarding the assessment of costs for the return of an escapee.

- IV. Definitions: None

- V. Policy: It is the policy of the Division of Correction that all costs of returning an escaped inmate, who is convicted under the statutes listed above, are assessed to the inmate after an appropriate administrative hearing.

- VI. Procedures:
 - A. When an inmate has been determined to be in escape status, his or her institutional account shall be frozen.
 - B. The State Police, who are responsible for picking up and returning an inmate to the jurisdiction of the Division, may submit charges for such services in detailed expense statements to the Division of Correction as appropriate.
 - C. Before the institution deducts the total amount of the expense, or any part thereof, for reimbursement, the inmate shall be provided with a hearing by a disciplinary hearing officer or a case management team.
 1. The hearing concerning confiscation of funds shall be included as part of the regular disciplinary hearing for the inmate's rule violation of escape. In the event it is not, a case management team review shall satisfy this requirement.

2. The inmate shall be given an opportunity to challenge the expense charges if he/she feels the expenses involved are excessive.
- D. After the warden has approved the recommendation of the disciplinary hearing officer or case management team, he/she shall notify the inmate that the funds are being deducted, and shall forward the appropriate paperwork to the finance office for action to deduct the funds. Deductions from the inmate's account shall be made in accordance with DCD 245-1.
 - E. In cases where an inmate is returned to an institution by Division personnel, the following shall be accepted for reimbursement and deducted from the inmate's account in accordance with sections B. and C. above:
 1. Mileage from the place of detention to an institution of the Division;
 2. Required meals consumed by the escorting officer(s) and the inmate while en route to an institution of the Division; and
 3. The cost of overtime expenditures involved for personnel assigned to transport the inmate.
 - F. After return of the inmate to the jurisdiction of the Division of Correction, the Division (i.e., the institution involved or the transportation unit) shall assume any other transportation expenses associated with subsequent court action resulting from the escape.
 - G. An inmate who is apprehended and held at the Baltimore City Detention Center or in one of the county jails or lockups may request the warden to release a portion of his/her frozen funds. In making a determination of an amount to be released, consideration shall be given to the amount in the inmate's account and the estimated expense to return the inmate to the Division's jurisdiction.
 - H. No institutional directive is required.
- VII. Attachment: None
- VIII. Rescission: DCD 245-2, dated March 1, 1996

Distribution:

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