

hearing on a prior petition for release from confinement under the same commitment, it is discretionary with the judge whether or not to issue the writ.

12-202.

No review by way of certiorari may be granted by the Court of Appeals in a case or proceeding in which the Court of Special Appeals has denied or granted:

(1) Leave to prosecute an appeal in a post conviction proceeding;

(2) [Leave to prosecute an appeal in a defective delinquent proceeding;

(3)] Leave to appeal from a refusal to issue a writ of habeas corpus sought for the purpose of determining the right to bail or the appropriate amount of bail.

SECTION 5. AND BE IT FURTHER ENACTED, That Section 616P of Article 27 - Crimes and Punishments, of the Annotated Code of Maryland (1976 Replacement Volume and 1976 Supplement) be and it is hereby repealed:

Article 27 - Crimes and Punishments

[616P.

"Defective delinquents" as defined in Article 31B of this Code are specifically excluded from the provisions of the Interstate Agreement on Detainers.]

SECTION 6. AND BE IT FURTHER ENACTED, That Article 31B - Defective Delinquents, of the Annotated Code of Maryland (1976 Replacement Volume and 1976 Supplement) be and it is hereby repealed.

SECTION 7. AND BE IT FURTHER ENACTED, That new Article 31B - ~~Defective-Delinquents~~ Patuxent Institution, be and it is hereby added to the Annotated Code of Maryland (1976 Replacement Volume and 1976 Supplement) to read as follows:

ARTICLE 31B - ~~DEFECTIVE-DELIQUENTS~~
PATUXENT INSTITUTION

1. DEFINITIONS.

(A) IN THIS ARTICLE, THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED UNLESS THE CONTEXT CLEARLY REQUIRES OTHERWISE.

(B) "BOARD" MEANS THE BOARD OF PATUXENT INSTITUTION.

(C) "BOARD OF REVIEW" MEANS THE INSTITUTIONAL