

**(E) CREDIT AWARDED AT SENTENCING.**

(1) THE COURT SHALL AWARD THE CREDIT REQUIRED BY THIS SECTION AT THE TIME OF SENTENCING.

(2) AFTER HAVING COMMUNICATED WITH THE PARTIES, THE COURT SHALL TELL THE DEFENDANT AND SHALL STATE ON THE RECORD THE AMOUNT OF THE CREDIT AND THE FACTS ON WHICH THE CREDIT IS BASED.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 638C.

In subsection (a) of this section, the reference to "confine[ment]" is substituted for the former reference to "incarcerat[ion]" to conform to terminology used throughout this article and the Correctional Services Article. See General Revisor's Note to article.

In subsections (a), (b)(3), and (c) of this section, the references to a "crime" are substituted for the former references to an "offense" to avoid any ambiguity that "offense" could apply to an offense other than an offense that results in a criminal conviction and to conform to terminology used in the Correctional Services Article. See, e.g., CS § 4-306(c)(1)(iii).

In subsections (b), (c), and (d) of this section, the reference to a "defendant" is substituted for the former reference to a "person" to conform to the terminology used throughout this part.

In subsections (b)(1), (c), and (d) of this section, the references to a "reduction of" the terms of a sentence are substituted for the former references to the requirements that the terms be "diminished" to conform to the terminology used throughout this part.

In subsection (b)(1) of this section, the defined terms "State correctional facility" and "local correctional facility" are substituted for the former reference to "any state, county or city jail, [or] correctional institution" for clarity and consistency within this article.

Also in subsection (b)(1) of this section, the reference to "facility for persons with mental disorders" is substituted for the former narrower reference to "mental hospital" for clarity.

Also in subsection (b)(1) of this section, as for the substitution of "unit" for "agency"; see General Revisor's Note to article.

In subsection (b)(2) of this section, the reference to "that custody" is substituted for the former reference to "the pendency of such custody" for brevity.

Also in subsection (b)(2) of this section, the reference to the time that would have been credited "if a sentence had been imposed" is substituted for the former reference to the time that would have been credited "against a sentence for the charge, had one been imposed" for brevity.