

HOUSE BILL 183

E4, P4

3lr1593
CF SB 441

By: **Delegates K. Kelly, Anderson, Clippinger, Dumais, Mitchell, Simmons, Valderrama, and Waldstreicher**

Introduced and read first time: January 21, 2013

Assigned to: Judiciary

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 5, 2013

CHAPTER _____

1 AN ACT concerning

2 **Correctional Training Commission – ~~Correctional Officer~~ Members**

3 FOR the purpose of ~~requiring that certain members~~ altering the membership of the
4 Correctional Training Commission ~~be correctional officers only rather than~~
5 ~~correctional officers or officials of the State; requiring that certain members of~~
6 ~~the Commission be recommended by the exclusive representative for the~~
7 ~~correctional officers before appointment by the Governor; and generally relating~~
8 to membership of the Correctional Training Commission.

9 BY repealing and reenacting, with amendments,
10 Article – Correctional Services
11 Section 8–204
12 Annotated Code of Maryland
13 (2008 Replacement Volume and 2012 Supplement)

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

16 **Article – Correctional Services**

17 8–204.

18 (a) The Commission consists of the following ~~14~~ members:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



- 1 (1) the Secretary of Public Safety and Correctional Services;
- 2 (2) the Secretary of Juvenile Services;
- 3 (3) a representative of the Department of Public Safety and
4 Correctional Services, designated by the Secretary of Public Safety and Correctional
5 Services;

6 **(4) A REPRESENTATIVE OF THE DEPARTMENT OF JUVENILE**
7 **SERVICES, DESIGNATED BY THE SECRETARY OF JUVENILE SERVICES;**

- 8 ~~(4)~~ **(5)** a Deputy Secretary of Public Safety and Correctional
9 Services;
- 10 ~~(5)~~ **(6)** the president of the Maryland Correctional Administrators
11 Association;
- 12 ~~(6)~~ **(7)** the president of the Maryland Sheriffs Association;
- 13 ~~(7)~~ **(8)** the president of the Maryland Criminal Justice Association;
- 14 ~~(8)~~ **(9)** a representative of the Federal Bureau of Prisons,
15 designated by its Director;
- 16 ~~(9)~~ **(10)** the Attorney General of the State;
- 17 ~~(10)~~ **(11)** the president of a university or college in the State with a
18 correctional education curriculum, appointed by the Maryland Higher Education
19 Commission; ~~and~~

20 **(12) ONE CORRECTIONAL OFFICER OF THE STATE RECOMMENDED**
21 **BY THE EXCLUSIVE REPRESENTATIVE FOR THE OFFICERS COVERED UNDER**
22 **TITLE 10, SUBTITLE 9 OF THIS ARTICLE AND APPOINTED BY THE GOVERNOR;**
23 **AND**

- 24 ~~(11)~~ **(13)** four correctional officers ~~for officials~~ of the State
25 ~~RECOMMENDED BY THE EXCLUSIVE REPRESENTATIVE FOR THE OFFICERS~~
26 ~~COVERED UNDER TITLE 10, SUBTITLE 9 OF THIS ARTICLE AND~~ appointed under
27 subsection (b) of this section.

- 28 (b) (1) The Governor shall appoint, with the advice and consent of the
29 Senate, four correctional officers ~~for officials~~ to be members of the Commission, at
30 least one of whom shall be a Department of Juvenile Services employee ~~for official~~.

1 (2) The four members appointed under paragraph (1) of this
2 subsection shall represent different geographic areas of the State.

3 (3) The term of a member who is appointed under paragraph (1) of this
4 subsection is 3 years.

5 (4) The terms of the members who are appointed under paragraph (1)
6 of this subsection are staggered as required by the terms provided for members of the
7 Commission on October 1, 1999.

8 (5) (i) At the end of a term, a member who was appointed under
9 paragraph (1) of this subsection continues to serve until a successor is appointed and
10 qualifies.

11 (ii) A member who is appointed after a term has begun serves
12 only for the remainder of the term and until a successor is appointed and qualifies.

13 (c) Except for the four members appointed by the Governor under subsection
14 (b) of this section, a member of the Commission may serve personally at a Commission
15 meeting or designate a representative from the member’s unit or association who may
16 act at any meeting to the same effect as if the member were personally present.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2013.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.