

# HOUSE BILL 628

E4

8lr1192

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By: **Delegates Wilkins, Anderson, Atterbeary, Gibson, Hayes, Korman, J. Lewis, Moon, Mosby, Queen, Sanchez, and Sydnor**

Introduced and read first time: January 29, 2018

Assigned to: Judiciary

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 10, 2018

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Correctional Services – Inmates – Labor**

3 FOR the purpose of requiring the Commissioner of Correction to include in a certain report  
4 certain statistics related to inmate employment and wages at certain facilities;  
5 requiring the Division of Correction to include in a certain report regarding  
6 Maryland Correctional Enterprises certain statistics regarding inmate employment  
7 and wages; and generally relating to inmates.

8 BY repealing and reenacting, with amendments,  
9 Article – Correctional Services  
10 Section 3–207 and 3–509  
11 Annotated Code of Maryland  
12 (2017 Replacement Volume)

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

15 **Article – Correctional Services**

16 3–207.

17 (a) On or before October 31 of each year, the Commissioner shall submit an  
18 annual report to the Secretary and the Governor that states, for each correctional facility  
19 in the Division:

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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) its expenses, receipts, disbursements, condition, and progress;

2 (2) the number of inmates and each inmate's age, sex, race, place of birth  
3 and conviction, crime, and term of confinement;

4 (3) the number of inmates who escape, are pardoned, or discharged; [and]

5 (4) **THE JOB CLASSIFICATIONS FOR INMATE LABOR IN EACH**  
6 **DEPARTMENT AND FACILITY UNDER THE AUTHORITY OF THE DIVISION;**

7 (5) **THE ~~INMATE WAGES~~ DAILY WAGE SCALE AT EACH PRISON FOR**  
8 **EACH JOB CLASSIFICATION UNDER THE AUTHORITY OF THE DIVISION;**

9 ~~(6) THE MEAN AND MEDIAN NUMBER OF HOURS AN INMATE IN A~~  
10 ~~STATE PRISON WORKS PER DAY AND PER MONTH, DISAGGREGATED BY FACILITY;~~

11 ~~(7) (6) THE TOTAL NUMBER OF INMATES CURRENTLY EMPLOYED~~  
12 ~~AND THEIR MEAN AND MEDIAN WAGES AT FACILITIES UNDER THE AUTHORITY OF~~  
13 ~~THE DIVISION, DISAGGREGATED BY FACILITY; AND~~

14 ~~(8) (7) THE MEAN AND MEDIAN HOURLY WAGES FOR MALE~~  
15 ~~INMATES AND FEMALE INMATES UNDER THE AUTHORITY OF THE DIVISION;~~

16 ~~(9) THE MEAN AND MEDIAN AMOUNTS OF EARNINGS IN INMATES'~~  
17 ~~ACCOUNTS ON RELEASE, DISAGGREGATED BY FACILITY;~~

18 ~~(10) THE ANNUAL COST OF LIVING FOR INMATES, DISAGGREGATED BY~~  
19 ~~FACILITY, INCLUDING THE AVERAGE COST OF:~~

20 ~~(I) TELEPHONE CALLS; AND~~

21 ~~(II) ITEMS AVAILABLE FOR PURCHASE AT A COMMISSARY~~  
22 ~~INCLUDING:~~

23 ~~1. FEMININE HYGIENE PRODUCTS;~~

24 ~~2. TOILETRIES; AND~~

25 ~~3. MEDICATIONS;~~

26 ~~(11) THE LABOR CONDITIONS OF THE CORRECTIONAL FACILITIES; AND~~

27 ~~[(4)]-(12)~~ any remarks and suggestions the Commissioner considers  
28 necessary to advance the interests of the correctional facility.

1 (b) The Commissioner shall submit with the report required by subsection (a) of  
 2 this section a statement similar to the statement that is required to be submitted under §  
 3 3-206 of this subtitle.

4 (c) The Commissioner shall verify the report and statement required by this  
 5 section.

6 (d) Subject to § 2-1246 of the State Government Article, the Governor shall  
 7 submit to the General Assembly the report and statement required under this section and  
 8 any recommendations that the Governor considers expedient.

9 3-509.

10 (a) Annually, the Division shall submit a complete financial and operational  
 11 report of Maryland Correctional Enterprises and the Maryland Correctional Enterprises  
 12 revolving fund to:

13 (1) the Governor;

14 (2) the Secretary; and

15 (3) the Secretary of Budget and Management.

16 (b) The report required under subsection (a) of this section shall:

17 (1) be in the same general form as a report by the Division on its operations  
 18 and programs; [and]

19 (2) include information about present and projected personnel and  
 20 compensation requirements of Maryland Correctional Enterprises;

21 **(3) LIST THE JOB CLASSIFICATIONS FOR INMATE LABOR IN EACH**  
 22 **DEPARTMENT AND FACILITY UNDER THE AUTHORITY OF MARYLAND**  
 23 **CORRECTIONAL ENTERPRISES;**

24 **(4) LIST THE ~~INMATE WAGES~~ DAILY WAGE SCALE AT EACH PRISON**  
 25 **FOR EACH JOB CLASSIFICATION UNDER THE AUTHORITY OF MARYLAND**  
 26 **CORRECTIONAL ENTERPRISES; AND**

27 ~~**(5) LIST THE MEAN AND MEDIAN NUMBER OF HOURS AN INMATE**~~  
 28 ~~**EMPLOYED BY MARYLAND CORRECTIONAL ENTERPRISES WORKS PER DAY AND PER**~~  
 29 ~~**MONTH, DISAGGREGATED BY FACILITY;**~~

30 ~~**(6) (5) LIST THE TOTAL NUMBER OF INMATES AND THEIR MEAN**~~  
 31 ~~**AND MEDIAN WAGES FOR ALL INMATES CURRENTLY EMPLOYED AT FACILITIES**~~

1 UNDER THE AUTHORITY OF MARYLAND CORRECTIONAL ENTERPRISES,  
2 DISAGGREGATED BY FACILITY;

3 ~~(7) LIST THE MEAN AND MEDIAN HOURLY WAGES FOR MALE INMATES~~  
4 ~~AND FEMALE INMATES UNDER THE AUTHORITY OF MARYLAND CORRECTIONAL~~  
5 ~~ENTERPRISES;~~

6 ~~(8) LIST THE MEAN AND MEDIAN AMOUNTS OF EARNINGS IN INMATES'~~  
7 ~~ACCOUNTS ON RELEASE, DISAGGREGATED BY FACILITY;~~

8 ~~(9) LIST THE ANNUAL COST OF LIVING FOR INMATES,~~  
9 ~~DISAGGREGATED BY FACILITY, INCLUDING THE AVERAGE COST OF:~~

10 ~~(i) TELEPHONE CALLS; AND~~

11 ~~(ii) ITEMS AVAILABLE FOR PURCHASE AT A COMMISSARY~~  
12 ~~INCLUDING:~~

13 ~~1. FEMININE HYGIENE PRODUCTS;~~

14 ~~2. TOILETRIES; AND~~

15 ~~3. MEDICATIONS; AND~~

16 ~~(10) LIST THE LABOR CONDITIONS OF THE CORRECTIONAL FACILITIES.~~

17 (c) The Governor, the Secretary, and the Secretary of Budget and Management  
18 may include data from the report submitted under this section in the preparation of the  
19 budget and capital improvement bill.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 October 1, 2018.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.