

HOUSE BILL 183

E4, P4

3lr1593
CF 3lr1667

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

Introduced and read first time: January 21, 2013

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

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

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

19 (1) the Secretary of Public Safety and Correctional Services;

20 (2) the Secretary of Juvenile Services;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

4 (4) a Deputy Secretary of Public Safety and Correctional Services;

5 (5) the president of the Maryland Correctional Administrators
6 Association;

7 (6) the president of the Maryland Sheriffs Association;

8 (7) the president of the Maryland Criminal Justice Association;

9 (8) a representative of the Federal Bureau of Prisons, designated by
10 its Director;

11 (9) the Attorney General of the State;

12 (10) the president of a university or college in the State with a
13 correctional education curriculum, appointed by the Maryland Higher Education
14 Commission; and

15 (11) four correctional officers [or officials] of the State **RECOMMENDED**
16 **BY THE EXCLUSIVE REPRESENTATIVE FOR THE OFFICERS COVERED UNDER**
17 **TITLE 10, SUBTITLE 9 OF THIS ARTICLE AND** appointed under subsection (b) of this
18 section.

19 (b) (1) The Governor shall appoint, with the advice and consent of the
20 Senate, four correctional officers [or officials] to be members of the Commission, at
21 least one of whom shall be a Department of Juvenile Services employee [or official].

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

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

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

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

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

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

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