

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 173
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Criminal Law –” and substitute “Task Force on”; strike beginning with “- Possession” in line 2 down through “Violence” in line 3; strike beginning with “decreasing” in line 4 down through “eligibility” in line 9 and substitute “establishing a Task Force on Diminution Credits; providing for the composition, chair, and staffing of the Task Force; providing that a member of the Task Force may not receive compensation or reimbursement for expenses; requiring the Task Force to review certain policies, procedures, laws, and national best practices in the area of diminution credits; requiring the Task Force to make certain recommendations to the Governor and the General Assembly; providing for the termination of this Act; and generally relating to the Task Force on Diminution Credits”; and strike in their entirety lines 10 through 19, inclusive.

AMENDMENT NO. 2

On page 1, in line 21, strike “the Laws of Maryland read as follows”.

On pages 1 through 5, strike in their entirety the lines beginning with line 22 on page 1 through line 12 on page 5, inclusive, and substitute:

“(a) There is a Task Force on Diminution Credits.

(b) The Task Force consists of the following members:

(1) two members of the Senate of Maryland, including one member of the minority party, appointed by the President of the Senate;

(Over)

(2) two members of the House of Delegates, including one member of the minority party, appointed by the Speaker of the House;

(3) the Secretary of Public Safety and Correctional Services, or the Secretary's designee;

(4) the Maryland Public Defender, or the Public Defender's designee;

(5) the Maryland State's Attorneys' Association Coordinator, or the Coordinator's designee;

(6) the Chair of the Maryland State Commission on Criminal Sentencing Policy, or the Chair's designee; and

(7) the following individuals appointed by the Governor:

(i) a representative of a victim's advocacy group;

(ii) a representative of a local correctional facility in the State;

(iii) a representative of the Chiefs of Police Association;

(iv) a representative of the Maryland Sheriffs' Association;

(v) an elected State's Attorney in the State;

(vi) an attorney who practices criminal defense in the State;

(vii) a correctional officer; and

(viii) a representative of a criminal justice policy organization.

- (c) The Governor shall designate the chair of the Task Force.

- (d) The Governor's Office of Crime Control and Prevention shall provide staff for the Task Force.

- (e) A member of the Task Force may not receive:
 - (1) compensation as a member of the Task Force; or
 - (2) reimbursement for expenses.

- (f) The Task Force shall:
 - (1) review the current policies, procedures, and laws governing diminution credits in the State;
 - (2) review the national best practices in the area of diminution credits;
 - (3) make recommendations on ways to increase the understanding of diminution credits; and
 - (4) make recommendations on ways to improve the use of diminution credits in the State.

- (g) On or before December 1, 2012, the Task Force shall report its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.”.

On page 5, in line 14, after the period insert “It shall remain effective for a period of 1 year and 9 months and, at the end of June 30, 2013, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.