

Chapter 611

(House Bill 1121)

AN ACT concerning

~~Correctional Services~~ **Parole and Probation – Employee Caseloads – Disciplinary Actions**

FOR the purpose of requiring the Division of Parole and Probation to ~~establish~~ consider a certain ~~standard~~ caseload for parole and probation employees; ~~requiring the caseload standard to be considered during~~ when considering employee disciplinary actions; and generally relating to the performance of Division of Parole and Probation employees.

BY repealing and reenacting, ~~with~~ without amendments,
Article – Correctional Services
Section 6–104
Annotated Code of Maryland
(2008 Replacement Volume and 2011 Supplement)

BY adding to
Article – Correctional Services
Section 6–117
Annotated Code of Maryland
(2008 Replacement Volume and 2011 Supplement)

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

Article – Correctional Services

6–104.

(a) Subject to the authority of the Secretary and in addition to any other duties established by law, the Division:

(1) shall:

(i) supervise the conduct of parolees;

(ii) supervise an individual under mandatory supervision until the expiration of the individual's maximum term or terms of confinement;

~~(III) ESTABLISH A STANDARD CASELOAD FOR PAROLE AND PROBATION EMPLOYEES IN ACCORDANCE WITH § 6-117 OF THIS SUBTITLE;~~

~~[(iii)] (iv)~~ regularly inform the Commission of the activities of offenders who are supervised by the Division;

~~[(iv)] (v)~~ issue a warrant for the retaking of an offender charged with a violation of a condition of parole or mandatory supervision, if this authority is delegated by the Commission to the Director of the Division; and

~~[(v)] (vi)~~ administer the Drinking Driver Monitor Program, collect supervision fees, and adopt guidelines for collecting the monthly program fee assessed in accordance with § 6-115 of this subtitle; and

(2) may recommend:

(i) that the Commission modify any condition of parole or mandatory supervision; and

(ii) that the Commission issue a warrant for the retaking of an offender.

(b) Funding for the Drinking Driver Monitor Program shall be as provided in the State budget.

6-117.

~~THE~~ WHEN CONSIDERING DISCIPLINARY ACTION RELATED TO THE PERFORMANCE OF A PAROLE AND PROBATION EMPLOYEE, THE DIVISION SHALL:

~~(1) ESTABLISH A STANDARD CASELOAD FOR PAROLE AND PROBATION EMPLOYEES OF 60 ACTIVE CASES; AND~~

~~(2) CONSIDER THE CASELOAD STANDARD UNDER PARAGRAPH (1) OF THIS SECTION WHEN CONSIDERING DISCIPLINARY ACTIONS RELATED TO EMPLOYEE PERFORMANCE~~ CONSIDER THE SIZE OF THE EMPLOYEE'S ACTIVE CASELOAD AND THE CLASSIFICATION OF THE OFFENDERS WITHIN THE EMPLOYEE'S ACTIVE CASELOAD AT THE TIME OF THE EVENT GIVING RISE TO THE CONSIDERATION OF DISCIPLINARY ACTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2012.

Approved by the Governor, May 22, 2012.