

# SENATE BILL 947

E4

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By: **Calvert County Senators**

Introduced and read first time: February 15, 2019

Assigned to: Rules

Re-referred to: Judicial Proceedings, February 22, 2019

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Committee Report: Favorable

Senate action: Adopted

Read second time: March 13, 2019

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

1 AN ACT concerning

2 **Calvert County – Correctional Officers’ Bill of Rights**

3 FOR the purpose of applying the provisions of the Charles County Correctional Officers’  
4 Bill of Rights to Calvert County; and generally relating to rights of a correctional  
5 officer in Calvert County.

6 BY repealing and reenacting, with amendments,

7 Article – Correctional Services

8 Section 11–1102 to be under the amended subtitle “Subtitle 11. Calvert County and  
9 Charles County Correctional Officers’ Bill of Rights”

10 Annotated Code of Maryland

11 (2017 Replacement Volume and 2018 Supplement)

12 BY repealing and reenacting, without amendments,

13 Article – Correctional Services

14 Section 11–1104

15 Annotated Code of Maryland

16 (2017 Replacement Volume and 2018 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 That the Laws of Maryland read as follows:

19 **Article – Correctional Services**

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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 Subtitle 11. **CALVERT COUNTY AND** Charles County Correctional Officers' Bill of Rights.

2 11-1102.

3 This subtitle applies only in **CALVERT COUNTY AND** Charles County.

4 11-1104.

5 (a) (1) Except as provided in paragraph (2) of this subsection, a correctional  
6 officer has the same rights to engage in political activity as a State employee.

7 (2) The right of a correctional officer to engage in political activity does not  
8 apply when the correctional officer is on duty or acting in an official capacity.

9 (b) The Sheriff's Office:

10 (1) may not prohibit secondary employment by a correctional officer; but

11 (2) may adopt reasonable regulations that relate to secondary employment  
12 by a correctional officer.

13 (c) A correctional officer may not be required or requested to disclose an item of  
14 the correctional officer's property, income, assets, source of income, debts, or personal or  
15 domestic expenditures, including those of a member of the correctional officer's family or  
16 household, unless:

17 (1) the information is necessary to investigate a possible conflict of interest  
18 with respect to the performance of the correctional officer's official duties; or

19 (2) the disclosure is required by federal or State law.

20 (d) A correctional officer may not be discharged, disciplined, demoted, or denied  
21 promotion, transfer, or reassignment, or otherwise discriminated against in regard to the  
22 correctional officer's employment or be threatened with that treatment because the  
23 correctional officer:

24 (1) has exercised or demanded the rights granted by this subtitle; or

25 (2) has lawfully exercised constitutional rights.

26 (e) A statute may not abridge and the Sheriff's Office may not adopt a regulation  
27 that prohibits the right of a correctional officer to bring suit that arises out of the  
28 correctional officer's duties as a correctional officer.

29 (f) A correctional officer may waive in writing any or all rights granted by this  
30 subtitle.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2 October 1, 2019.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.