

**SB0077/578574/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 77  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Identification Cards and Driver’s License Renewals” and substitute “Important Documents and Identification Cards”; and strike beginning with “repealing” in line 3 down through “inmates” in line 14 and substitute “requiring the Commissioner of Correction to begin a certain process to obtain a certain inmate’s birth certificate on taking custody of the inmate; requiring the Commissioner to provide a certain inmate with the inmate’s birth certificate before release from confinement in a State correctional facility under certain circumstances; requiring the Commissioner to apply to obtain a certain inmate’s Social Security card at the earliest date possible in accordance with a certain memorandum of understanding or as soon as is practicable; providing that the Commissioner may not obtain certain documents under certain circumstances; requiring each local correctional facility to develop and implement a certain policy; requiring the Motor Vehicle Administration to issue a certain identification card at no cost to a certain individual under certain circumstances; requiring the Department of Public Safety and Correctional Services to report certain information to the General Assembly on or before a certain date each year; providing for the termination of certain provisions of this Act; and generally relating to important documents and identification cards for released inmates”.

On pages 1 and 2, strike in their entirety the lines beginning with line 15 on page 1 through line 2 on page 2, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article - Correctional Services

Section 9-609.1

Annotated Code of Maryland

(2017 Replacement Volume and 2019 Supplement)

(Over)

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BY adding to

Article - Correctional Services  
Section 9-617  
Annotated Code of Maryland  
(2017 Replacement Volume and 2019 Supplement)".

On page 2, strike in their entirety lines 8 through 12, inclusive, and substitute:

"BY adding to

Article - Transportation  
Section 12-301.1(c)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2019 Supplement)".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 16 through 32, inclusive; and in line 33, strike the bracket.

On page 3, in line 1, after "(a)" insert "**(1)**"; in line 3, strike "(b)" and substitute "**(2)**"; in line 5, strike the bracket; after line 5, insert:

**"(B) (1) (I) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, ON TAKING CUSTODY OF AN INMATE SENTENCED TO THE DIVISION OF CORRECTION, THE COMMISSIONER OF CORRECTION SHALL BEGIN THE PROCESS OF OBTAINING THE INMATE'S BIRTH CERTIFICATE.**

**(II) IF AN INMATE'S BIRTH CERTIFICATE IS OBTAINED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE COMMISSIONER OF CORRECTION SHALL PROVIDE THE INMATE WITH THE BIRTH CERTIFICATE BEFORE RELEASE FROM CONFINEMENT IN A STATE CORRECTIONAL FACILITY.**

(2) (I) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, THE COMMISSIONER OF CORRECTION SHALL APPLY TO THE SOCIAL SECURITY ADMINISTRATION TO OBTAIN AN INMATE'S SOCIAL SECURITY CARD:

1. AT THE EARLIEST DATE POSSIBLE IN ACCORDANCE WITH ANY MEMORANDUM OF UNDERSTANDING BETWEEN THE DIVISION OF CORRECTION AND THE SOCIAL SECURITY ADMINISTRATION PROVIDING FOR THE ISSUANCE OF INMATE SOCIAL SECURITY CARDS; OR

2. AS SOON AS IS PRACTICABLE.

(II) IF AN INMATE'S SOCIAL SECURITY CARD IS OBTAINED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE COMMISSIONER OF CORRECTION SHALL PROVIDE THE INMATE WITH THE SOCIAL SECURITY CARD BEFORE RELEASE FROM CONFINEMENT IN A STATE CORRECTIONAL FACILITY.

(3) THE COMMISSIONER OF CORRECTION MAY NOT OBTAIN A DOCUMENT UNDER PARAGRAPH (1) OR (2) OF THIS SUBSECTION UNLESS THE INMATE CONSENTS IN WRITING TO THE COMMISSIONER OF CORRECTION OBTAINING THE DOCUMENT.

9-617.

EACH LOCAL CORRECTIONAL FACILITY SHALL DEVELOP AND IMPLEMENT A POLICY FOR ASSISTING INMATES TO OBTAIN IDENTIFICATION CARDS ISSUED BY THE MOTOR VEHICLE ADMINISTRATION UNDER § 12-301 OF THE

(Over)

TRANSPORTATION ARTICLE EITHER BEFORE OR AFTER RELEASE FROM CONFINEMENT.”;

strike in their entirety lines 8 through 19, inclusive, and substitute:

“(A) IN THIS SECTION, “DIVISION OF CORRECTION” MEANS THE DIVISION OF CORRECTION OF THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES.

(B) THE ADMINISTRATION SHALL ISSUE AN IDENTIFICATION CARD UNDER § 12-301 OF THIS SUBTITLE AT NO COST TO AN INDIVIDUAL WHO APPLIES FOR AN IDENTIFICATION CARD AND PRESENTS:

(1) AN IDENTIFICATION CARD ISSUED BY THE DIVISION OF CORRECTION THAT DISPLAYS:

(i) THE INDIVIDUAL’S FULL NAME;

(ii) A PHOTOGRAPH OF THE INDIVIDUAL; AND

(iii) A UNIQUE IDENTIFICATION NUMBER ASSIGNED TO THE INDIVIDUAL BY THE DIVISION OF CORRECTION; AND

(2) THE INDIVIDUAL’S SOCIAL SECURITY CARD.”;

and strike in their entirety lines 20 through 31, inclusive.

On pages 4 through 7, strike in their entirety the lines beginning with line 1 on page 4 through line 8 on page 7, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Correctional Services

9-609.1.

(C) ON OR BEFORE JANUARY 5, 2022, AND EACH JANUARY 5 THEREAFTER, THE DEPARTMENT SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE FOLLOWING INFORMATION FOR THE PRECEDING CALENDAR YEAR:

(1) THE NUMBER OF IDENTIFICATION CARDS ISSUED TO INMATES UNDER THIS SECTION;

(2) THE NUMBER OF BIRTH CERTIFICATES OBTAINED FOR INMATES UNDER THIS SECTION, INCLUDING THE NUMBER OF BIRTH CERTIFICATES OBTAINED FROM EACH STATE;

(3) THE NUMBER OF SOCIAL SECURITY CARDS OBTAINED FOR INMATES UNDER THIS SECTION; AND

(4) THE NUMBER OF INMATES RELEASED FROM A STATE CORRECTIONAL FACILITY:

(I) WITH AN IDENTIFICATION CARD ISSUED UNDER § 12-301 OF THE TRANSPORTATION ARTICLE;

(II) WITHOUT AN IDENTIFICATION CARD ISSUED UNDER § 12-301 OF THE TRANSPORTATION ARTICLE;

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(III) WITH A BIRTH CERTIFICATE OBTAINED UNDER THIS SECTION;

(IV) WITHOUT A BIRTH CERTIFICATE OBTAINED UNDER THIS SECTION;

(V) WITH A SOCIAL SECURITY CARD OBTAINED UNDER THIS SECTION; AND

(VI) WITHOUT A SOCIAL SECURITY CARD OBTAINED UNDER THIS SECTION.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2020. Section 2 of this Act shall remain effective for a period of 4 years and, at the end of September 30, 2024, Section 2 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”.

On page 7, strike lines 9 and 10 in their entirety.