

**Maryland General Assembly
Department of Legislative Services**

**Proposed Regulation
Department of Public Safety and Correctional Services
(DLS Control No. 14-043)**

Overview and Legal and Fiscal Impact

This regulation increases from 88 hours to 160 hours the amount of entrance-level training approved by the Correctional Training Commission that mandated employees classified as institutional support staff must successfully complete.

The regulation presents no legal issue of concern.

There is no fiscal impact on State or local agencies.

Regulation of COMAR Affected

Department of Public Safety and Correctional Services:

Correctional Training Commission: General Regulations: COMAR 12.10.01.09

Legal Analysis

Background

Created in 1966, the Police and Correctional Training Commissions (PCTC), of which the Correctional Training Commission is a part, are a state oversight agency for all law enforcement and correctional agencies in Maryland. The PCTC are responsible for setting minimum hiring standards and training objectives for all personnel hired by law enforcement or correctional agencies in Maryland. The PCTC also maintain training records, mandate in-service training, and operate a training academy.

The PCTC administer the following programs:

- Public Safety Education and Training Center;
- Driver Training;
- Firearms Training;
- Academic and Administrative Center;

- Maryland Community Crime Prevention Institute;
- Drug Abuse Resistance Education (DARE);
- Statewide Selection and Training Standards;
- Police Entrance Level Training Program;
- Correctional Entrance Level Training Program;
- Vehicle Stop Data Analysis; and
- Leadership Development Institute.

This proposed regulation applies to mandated employees classified as institutional support staff. “Mandated employees” are employees who are subject to the regulations of the Police Training Commission. The employees include correctional officers, classification counselors, institutional support staff, monitors, parole and probation agents, and Department of Juvenile Services employees.

Before an applicant is hired as a mandated employee, the applicant must be certified by the commission by successfully completing the commission-approved entrance-level training for the mandated position. According to the department, increasing the number of required entrance-level training reflects current practice.

Summary of Regulation

The regulation repeals separate entrance-level training requirements for institutional support staff and instead, adds institutional support staff to other existing training requirements for other personnel. Thus, institutional support staff must achieve a minimum of 160 hours of training.

Legal Issue

The regulation presents no legal issues of concern.

Statutory Authority and Legislative Intent

The department cites § 8-208 of the Correctional Services Article as authority for the regulation. That section lists the powers and duties of the Correctional Training Commission, including the power to adopt regulations necessary to carry out the subtitle establishing the commission. Section 8-209 of the subtitle further prohibits an individual from being given or accepting an appointment as a correctional officer, correctional supervisor, or correctional administrator unless the individual satisfactorily meets minimum qualifications established by

the commission. This authority is correct and complete. The regulation complies with the legislative intent of the law.

Fiscal Analysis

There is no fiscal impact on State or local agencies.

Agency Estimate of Projected Fiscal Impact

The department advises that the regulation has no impact on State or local governments; the changes merely make the regulation consistent with current practice. The Department of Legislative Services concurs.

Impact on Budget

There is no impact on the State operating or capital budget.

Agency Estimate of Projected Small Business Impact

The department advises that the regulation has minimal or no economic impact on small businesses in the State. The Department of Legislative Services concurs.

Contact Information

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