
By: Delegate C. Davis

Introduced and read first time: January 26, 1996

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Department of Public Safety and Correctional Services - Commission on Recidivism and**
3 **Solutions to Crime**

4 FOR the purpose of creating the Commission on Recidivism and Solutions to Crime;
5 providing that the Commission shall be in the Department of Public Safety and
6 Correctional Services; providing for the purpose, membership, officers, and
7 meetings of the Commission; and generally relating to the Commission on
8 Recidivism and Solutions to Crime.

9 BY adding to

10 Article 41 - Governor - Executive and Administrative Departments
11 Section 4-1701
12 Annotated Code of Maryland
13 (1993 Replacement Volume and 1995 Supplement)

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

16 **Article 41 - Governor - Executive and Administrative Departments**

17 4-1701.

18 (A) THERE IS A COMMISSION ON RECIDIVISM AND SOLUTIONS TO CRIME. THE
19 COMMISSION IS AN AGENCY OF THE DEPARTMENT OF PUBLIC SAFETY AND
20 CORRECTIONAL SERVICES.

21 (B) THE PURPOSE OF THE COMMISSION ON RECIDIVISM AND SOLUTIONS TO
22 CRIME IS:

23 (1) TO DEVELOP REPORTING METHODS AND REPORT BOTH
24 QUANTITATIVELY AND QUALITATIVELY ON THE LEVEL AND INCIDENCE OF CRIMES
25 COMMITTED BY REPEAT OFFENDERS;

26 (2) TO IDENTIFY MAJOR CAUSES OF RECIDIVISM; AND

27 (3) TO DEVELOP STRATEGIES TO LIMIT RECIDIVISM.

28 (C) THE COMMISSION SHALL CONSIST OF THE FOLLOWING 12 MEMBERS:

29 (1) THE CHAIRMAN OF THE PAROLE COMMISSION;

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1 (2) THE COMMISSIONER OF THE DIVISION OF PAROLE AND PROBATION;

2 (3) THE COMMISSIONER OF THE DIVISION OF PRE-TRIAL AND
3 DETENTION SERVICES;

4 (4) THE SECRETARY OF BUDGET AND FISCAL PLANNING;

5 (5) THE CHIEF PUBLIC DEFENDER;

6 (6) THE SECRETARY OF PUBLIC SAFETY AND CORRECTIONAL SERVICES
7 OR THE COMMISSIONER OF CORRECTION;

8 (7) THE CHANCELLOR OF THE UNIVERSITY OF MARYLAND SYSTEM OR
9 A DESIGNEE FAMILIAR WITH THE FIELD OF CRIMINOLOGY, URBAN PLANNING,
10 STATISTICS, HEALTH CARE ECONOMICS, PSYCHOLOGY OR PSYCHIATRY,
11 TRANSPORTATION, OR HOUSING; AND

12 (8) THE FOLLOWING MEMBERS APPOINTED BY THE SECRETARY OF
13 PUBLIC SAFETY AND CORRECTIONAL SERVICES:

14 (I) THE POLICE CHIEF OR STATE'S ATTORNEY OF A MAJOR
15 METROPOLITAN AREA, PREFERABLY BALTIMORE CITY OR PRINCE GEORGE'S
16 COUNTY;

17 (II) A PERSON WHO HAS BEEN THE VICTIM OR IS THE FAMILY
18 MEMBER OF A VICTIM OF A MAJOR FELONY;

19 (III) A PERSON WHO HAS BEEN A VOLUNTEER IN THE MARYLAND
20 PRISON SYSTEM FOR A SUBSTANTIAL PERIOD OF TIME WORKING WITH PRISONERS,
21 ESPECIALLY REPEAT OFFENDERS;

22 (IV) A SOCIAL WORKER OR CASE MANAGEMENT SPECIALIST FROM
23 THE MARYLAND DIVISION OF CORRECTION; AND

24 (V) THE HEAD OF A PRIVATE AGENCY RENDERING AFTERCARE
25 (E.G. FOOD, SHELTER, CLOTHING, MEDICAL OR DENTAL CARE, OR EMPLOYMENT
26 GUIDANCE) TO RELEASED PRISONERS.

27 (D) (1) THE APPOINTED MEMBERS SHALL SERVE FOR TERMS OF 3 YEARS,
28 EXCEPT THAT, OF THE INITIAL MEMBERS:

29 (I) ONE SHALL BE APPOINTED FOR A TERM OF 1 YEAR;

30 (II) TWO SHALL BE APPOINTED FOR A TERM OF 2 YEARS; AND

31 (III) TWO SHALL BE APPOINTED FOR A TERM OF 3 YEARS.

32 (2) THE NONAPPOINTED MEMBERS MAY ELECT TO SERVE PERSONALLY
33 AT ANY OR ALL MEETINGS OF THE COMMISSION OR MAY DESIGNATE A MEMBER OF
34 THEIR RESPECTIVE ASSOCIATION, OFFICE, DEPARTMENT, OR AGENCY TO
35 REPRESENT THEM AND TO ACT FOR THEM AT THE SAID MEETINGS TO THE SAME
36 EFFECT AS IF THEY WERE PERSONALLY PRESENT.

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1 (E) THE COMMISSION, AT ITS INITIAL ORGANIZATIONAL MEETING AND
2 THEREAFTER ANNUALLY, SHALL ELECT A CHAIRMAN AND VICE-CHAIRMAN FROM
3 AMONG ITS MEMBERS.

4 (F) THE COMMISSION SHALL MEET AT SUCH TIMES AS A MAJORITY OF ITS
5 MEMBERS OR ITS CHAIRMAN MAY DETERMINE.

6 (G) A MEMBER OF THE COMMISSION:

7 (1) MAY NOT RECEIVE COMPENSATION; BUT

8 (2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE
9 STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

10 (H) THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES
11 SHALL SUPPLY CLERICAL AND ADMINISTRATIVE SUPPORT SERVICES TO THE
12 COMMISSION AND SHALL COMPLY WITH ANY INQUIRIES NOT IDENTIFYING ANY
13 INDIVIDUAL IN PARTICULAR.

14 (I) OFFENDERS AND EX-OFFENDERS WHO MIGHT ASSIST THE COMMISSION
15 WITH ITS INFORMATION NEEDS SHALL DO SO ONLY ON A VOLUNTARY BASIS.

16 (J) THE COMMISSION SHALL REPORT AT LEAST ANNUALLY TO THE
17 GOVERNOR, THE SECRETARY OF PUBLIC SAFETY AND CORRECTIONAL SERVICES,
18 AND, SUBJECT TO § 2-1312 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL
19 ASSEMBLY AS TO THE ACTIVITIES AND RECOMMENDATIONS OF THE COMMISSION.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 October 1, 1996.