

HOUSE BILL 181

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1998 Regular Session
8lr6053

By: **Chairman, Judiciary Committee (Departmental - Public Safety and
Correctional Services)**

Introduced and read first time: January 22, 1998

Assigned to: Judiciary

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 24, 1998

CHAPTER _____

1 AN ACT concerning

2 **Correctional Training Commission - ~~Powers and Duties~~ Executive Director**

3 FOR the purpose of ~~clarifying the authority of the Correctional Training Commission~~
4 ~~to appoint an Executive Director, Deputy Director, and other employees~~
5 removing the Executive Director of the Correctional Training Commission from
6 the State Personnel Management System; and generally relating to the
7 Correctional Training Commission.

8 BY repealing and reenacting, with amendments,
9 Article 41 - Governor - Executive and Administrative Departments
10 Section 4-301(e)
11 Annotated Code of Maryland
12 (1997 Replacement Volume and 1997 Supplement)

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

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

16 4-301.

17 (e) Subject to the authority of the Secretary of Public Safety and Correctional
18 Services, the Commission is vested with the following powers, authority,
19 responsibilities, and duties:

20 (1) To prescribe standards for the approval and the continuation of
21 approval of all schools at which correctional, parole or probation entrance level and

1 in-service training courses required by the Commission shall be conducted including
2 but not limited to present existing State, regional, county and municipal training
3 schools;

4 (2) To approve and issue certificates of approval to such correctional
5 training schools, to inspect such schools from time to time, and to revoke for cause
6 any approval or certificate issued to such school;

7 (3) To prescribe the curriculum, the courses of study, attendance
8 requirements, eligibility to attend, equipment and facilities, and standards of
9 operation for such training schools;

10 (4) To prescribe minimum qualifications for instructors at such schools
11 and to certify, as qualified, instructors for approved training schools and to issue
12 appropriate certificates to such instructors;

13 (5) To certify correctional officers who have satisfactorily completed
14 training programs and to issue appropriate certificates to such correctional officers;

15 (6) To conduct and operate approved correctional training schools as
16 defined in this subtitle;

17 (7) To appoint, with the approval of the Secretary of Public Safety and
18 Correctional Services, {:

19 (i) An~~}-AN~~ Executive Director, {who [shall be a special
20 appointment in the State Personnel Management System and] shall serve at the
21 pleasure of the Commission, perform general administrative functions, and receive
22 the compensation set by the Commission; and

23 (ii) A~~}-A~~ Deputy Director, and such other employees as it shall
24 deem necessary, to serve at its pleasure, who shall perform general administrative
25 and training management functions, and to fix their compensation;

26 (8) To employ such other persons as may be necessary to carry out the
27 provisions of this section, upon approval of the Secretary of Public Safety and
28 Correctional Services, and as provided for in the State budget;

29 (9) To promulgate with the approval of the Secretary of Public Safety and
30 Correctional Services, such rules and regulations as may be reasonably necessary or
31 appropriate to accomplish the purposes and objectives of this section;

32 (10) To make a continuous study of correctional training methods and
33 procedures for all correctional schools and to consult with and accept the cooperation
34 of any recognized federal, State, or municipal correctional agency or educational
35 institution;

36 (11) To consult and cooperate with universities, colleges and institutions
37 for the development of all general and specialized courses of study for correctional
38 officers as defined in this section;

1 (12) To consult and cooperate with other departments and agencies of the
2 State concerned with correctional training;

3 (13) To adopt regulations to establish and enforce standards for prior
4 substance abuse by persons applying for certification as a correctional officer; and

5 (14) To perform such other acts as may be necessary or appropriate to
6 carry out its functions and duties as set forth in this section.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
8 effect October 1, 1998.