

SENATE BILL 57

Unofficial Copy  
F2

1999 Regular Session  
9lr0165

(PRE-FILED)

---

By: **Chairman, Economic and Environmental Affairs Committee**  
**(Departmental - Education)**

Requested: July 27, 1998

Introduced and read first time: January 13, 1999

Assigned to: Economic and Environmental Affairs

---

A BILL ENTITLED

1 AN ACT concerning

2 **Education - Correctional Institutions**

3 FOR the purpose of revising the membership of the Education Coordinating Council  
4 for Correctional Institutions; changing the date by which a certain report is due  
5 to the Governor and the General Assembly; and generally relating to the  
6 education at correctional institutions.

7 BY repealing and reenacting, with amendments,  
8 Article - Education  
9 Section 22-101 and 22-102  
10 Annotated Code of Maryland  
11 (1997 Replacement Volume and 1998 Supplement)

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

14 **Article - Education**

15 22-101.

16 (a) There is an Education Coordinating Council for Correctional Institutions  
17 under the jurisdiction of the Department of Public Safety and Correctional Services  
18 which is within the State Department of Education for administrative and budgetary  
19 purposes.

20 (b) (1) The Council consists of 6 members.

21 (2) One of the members shall be a resident of this State appointed by the  
22 Governor for a term of 4 years and until a successor is appointed and qualifies.

23 (3) The following officials shall serve ex officio:

24 (i) The State Superintendent of Schools;

1 (ii) The [Commissioner of Correction] SECRETARY OF PUBLIC  
2 SAFETY AND CORRECTIONAL SERVICES;

3 (iii) The Secretary of Higher Education; AND

4 (iv) The county superintendent of schools from a county where a  
5 correctional institution of the Division of Correction is located, who shall be selected  
6 by the State Superintendent[; and

7 (v) For issues concerning the funding of educational programs only,  
8 the Director of Patuxent Institution].

9 (c) Each member of the Council:

10 (1) Serves without compensation; and

11 (2) Is entitled to reimbursement for expenses in accordance with the  
12 Standard State Travel Regulations.

13 (d) (1) The State Superintendent shall serve as chairman of the Council.

14 (2) The Council shall designate the time and place of its meetings and  
15 may adopt rules for the conduct of its meetings.

16 (3) The State Department of Education shall provide technical and  
17 clerical assistance and support to the Council.

18 22-102.

19 (a) The Education Coordinating Council for Correctional Institutions shall  
20 develop and recommend an educational program for each correctional institution in  
21 the Division of Correction. The programs shall meet the special needs and  
22 circumstances of the inmates in the institution.

23 (b) (1) The Council shall adopt regulations for all correctional institutions in  
24 the Division of Correction for the implementation of a mandatory education program  
25 for all inmates who fail to attain a minimum educational standard as set forth in this  
26 subsection.

27 (2) The regulations adopted by the Council shall require that:

28 (i) The educational standard shall be the attainment of a General  
29 Education Diploma (G.E.D.) or a verified high school diploma;

30 (ii) The regulations shall only apply to any inmate who:

31 1. Is received by the Division of Correction after July 1, 1987;

32 2. Has 18 months or more remaining to be served before a  
33 mandatory supervision release date;

- 1  
2 learning disability; and
- 3  
4 a verified high school diploma;
3. Is not exempted due to a medical, developmental, or
4. Does not possess a General Education Diploma (G.E.D.) or

5 (iii) Any inmate who is not exempted under subparagraph (ii)3 of  
6 this subsection shall participate in:

- 7  
8 calendar days; or
1. The mandatory education program for at least 120
2. A vocational training program; and

10 (iv) The Division of Correction shall report to the Parole  
11 Commission the academic progress of an inmate in the mandatory education  
12 program.

13 (c) On or before [June] OCTOBER 30 of each year, the Council shall report its  
14 activities to the Governor and, subject to § 2-1246 of the State Government Article, to  
15 the General Assembly.

16 (d) (1) The Council shall actively advocate and promote the interests of  
17 educational programs and opportunities in correctional institutions. The Council  
18 shall seek to ensure that a quality education and equal educational opportunity are  
19 available to all inmates at correctional institutions.

20 (2) The Council shall on a regular basis review the program of  
21 instruction used in educational programs at correctional institutions to ensure that  
22 the unique educational needs of the populations of correctional institutions are being  
23 satisfactorily met.

24 (3) The Council shall include in its review:

- 25 (i) Curriculum guides;
- 26 (ii) Courses of study;
- 27 (iii) Resource materials;
- 28 (iv) Textbooks;
- 29 (v) Supplementary readers;
- 30 (vi) Materials of instruction;
- 31 (vii) Visual and auditory aids;
- 32 (viii) Supplies;
- 33 (ix) Teacher performance; and

1                   (x)     Other teaching aids.

2                   (4)     Based on their review, the Council shall recommend and advocate  
3 improvements to the educational programs at correctional institutions.

4     SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
5 effect October 1, 1999.