
By: **Senators Mitchell, Hughes, and Frosh**
Introduced and read first time: February 5, 1999
Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **State Correctional Facilities - Privatization**

3 FOR the purpose of prohibiting the Division of Correction, with certain exceptions,
4 from contracting with a private contractor or vendor for the provision of services
5 relating to the operation of a State correctional facility or the confinement of
6 inmates in the Division of Correction; and generally relating to the Division of
7 Correction, State correctional facilities, and privatization.

8 BY adding to
9 Article - Correctional Services
10 Section 3-223
11 Annotated Code of Maryland
12 (As enacted by Chapter _____ (H.B. 11) of the Acts of the General Assembly of
13 1999)

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

16 **Article - Correctional Services**

17 3-223.

18 (A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, THE DIVISION
19 MAY NOT CONTRACT WITH A PRIVATE CONTRACTOR OR VENDOR FOR THE PROVISION
20 OF SERVICES RELATING TO THE OPERATION OF A STATE CORRECTIONAL FACILITY
21 OR THE CONFINEMENT OF INMATES IN THE DIVISION'S CUSTODY.

22 (B) THE DIVISION MAY CONTRACT WITH A PRIVATE CONTRACTOR OR VENDOR
23 FOR:

24 (1) ANCILLARY SERVICES, INCLUDING MEDICAL, EDUCATIONAL,
25 REPAIR, AND MAINTENANCE SERVICES; OR

26 (2) OTHER SERVICES NOT DIRECTLY RELATED TO THE OWNERSHIP,
27 MANAGEMENT, OR OPERATION OF SECURITY SERVICES IN A STATE CORRECTIONAL
28 FACILITY.

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