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By: **Senators DeGrange, Astle, Giannetti, Jimeno, and Miller**  
Introduced and read first time: January 31, 2003  
Assigned to: Judicial Proceedings

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A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Parole Commission - Membership**

3 FOR the purpose of increasing the number of appointed members of the Maryland  
4 Parole Commission; and generally relating to the membership of the Maryland  
5 Parole Commission.

6 BY repealing and reenacting, with amendments,  
7 Article - Correctional Services  
8 Section 7-202  
9 Annotated Code of Maryland  
10 (1999 Volume and 2002 Supplement)

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

13 **Article - Correctional Services**

14 7-202.

15 (a) (1) The Commission consists of [eight] TEN members.

16 (2) With the approval of the Governor and the advice and consent of the  
17 Senate, the Secretary shall appoint the members of the Commission.

18 (b) Each commissioner shall:

19 (1) be appointed without regard to political affiliation;

20 (2) be a resident of the State; and

21 (3) have training and experience in law, sociology, psychology, psychiatry,  
22 education, social work, or criminology.

23 (c) Each commissioner:

24 (1) shall devote full time to the duties of the Commission; and

1           (2)       may not have any other employment that conflicts with the  
2 commissioner's devotion of full time to the duties of the Commission.

3       (d)       (1)       The term of a commissioner is 6 years.

4           (2)       At the end of a term, a commissioner continues to serve until a  
5 successor is appointed and qualifies.

6           (3)       A commissioner who is appointed after a term has begun serves only  
7 for the rest of the term and until a successor is appointed and qualifies.

8       (e)       (1)       With the approval of the Governor, the Secretary may remove a  
9 commissioner for disability, neglect of duty, or misconduct in office.

10           (2)       Before removing a commissioner, the Secretary shall:

11                   (i)       give the commissioner written notice of the charges against the  
12 commissioner; and

13                   (ii)       hold a public hearing on the charges.

14       (f)       (1)       If a commissioner is unable to perform the commissioner's duties  
15 because of sickness, incapacity, or disqualification, the Secretary may appoint a  
16 hearing examiner to the Commission to perform those duties until that commissioner  
17 is able to resume those duties or until a new commissioner is appointed and qualifies.

18           (2)       A hearing examiner appointed under this subsection is entitled to the  
19 same compensation as a commissioner.

20           (3)       A hearing examiner appointed under this subsection may not  
21 participate in a proceeding before the Commission in which the hearing examiner  
22 participated as a hearing examiner.

23       (g)       With the approval of the Governor, the Secretary shall designate a  
24 chairperson of the Commission from among its members.

25       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
26 October 1, 2003.