
By: **Delegates Kelley, Amedori, Carter, Howard, Jones, Marriott, Moe,
Parker, Patterson, Proctor, Ramirez, Ross, V. Turner, and Vaughn**
Introduced and read first time: February 2, 2004
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Correctional Services - Inclusion of Ethnicity of Inmate in Case Record**

3 FOR the purpose of requiring the Division of Correction to include a designation of
4 the ethnicity of certain inmates in certain case records; and generally relating to
5 case records for inmates.

6 BY repealing and reenacting, with amendments,
7 Article - Correctional Services
8 Section 3-601
9 Annotated Code of Maryland
10 (1999 Volume and 2003 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 3-601.

15 (a) Promptly after an inmate is sentenced to the jurisdiction of the Division,
16 the Division shall assemble an adequate case record for the inmate that includes:

- 17 (1) a description of the inmate;
- 18 (2) a photograph of the inmate;
- 19 (3) A DESIGNATION OF THE ETHNICITY OF THE INMATE;
- 20 [(3)] (4) the family history of the inmate;
- 21 [(4)] (5) any previous record of the inmate;
- 22 [(5)] (6) a summary of the facts of each case for which the inmate is
23 serving a sentence; and

1 [(6)] (7) the results of the physical, mental, and educational
2 examination of the inmate required under subsection (b) of this section.

3 (b) The Division shall conduct a physical, mental, and educational
4 examination of an inmate as soon as feasible after the individual is sentenced to the
5 jurisdiction of the Division.

6 (c) Based on the information assembled under subsection (a) of this section,
7 the Division shall classify an inmate and assign the inmate to any available
8 treatment, training, or employment that the Division considers appropriate.

9 (d) In accordance with regulations adopted by the Division, the managing
10 official of each correctional facility shall maintain, as a part of an inmate's case
11 record:

12 (1) an adequate record of the conduct, effort, and progress of the inmate
13 during confinement; and

14 (2) a record of the character of any offense committed by the inmate and
15 the nature and amount of punishment inflicted.

16 (e) To identify an inmate, the Division may photograph and fingerprint the
17 inmate and record a description of the inmate's personal background data.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
19 effect October 1, 2004.