

HOUSE BILL 1138

E4, L6, P1

3lr2567
CF SB 778

By: **Delegates Carter, Boteler, Braveboy, Cane, Carr, Conaway, Cullison, Fisher, Gutierrez, Haynes, Ivey, Jones, K. Kelly, McComas, McConkey, McDermott, A. Miller, W. Miller, Mitchell, Oaks, Pena-Melnyk, Proctor, B. Robinson, Simmons, Stukes, Tarrant, F. Turner, V. Turner, Valderrama, Vallario, Waldstreicher, and M. Washington**

Introduced and read first time: February 8, 2013

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Correctional Services – Inmate Welfare Fund – Telephone Financial**
3 **Assistance**

4 FOR the purpose of requiring the Department of Public Safety and Correctional
5 Services to adopt certain regulations regarding the use of profits derived from
6 telephone commissions; requiring that certain commissions be used for
7 telephone calls between an inmate and the minor child of an inmate; requiring
8 that distributions be made according to the financial need of an inmate;
9 requiring the Department to submit a report with certain information to the
10 General Assembly; requiring the Legislative Auditor to audit the accounts,
11 transactions, and expenditures of each Inmate Welfare Fund; and generally
12 relating to inmate welfare in correctional facilities.

13 BY repealing and reenacting, without amendments,
14 Article – Correctional Services
15 Section 10–501 and 10–504
16 Annotated Code of Maryland
17 (2008 Replacement Volume and 2012 Supplement)

18 BY repealing and reenacting, with amendments,
19 Article – Correctional Services
20 Section 10–502 and 10–503
21 Annotated Code of Maryland
22 (2008 Replacement Volume and 2012 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (3) The Treasurer shall separately hold and the Comptroller shall
2 account for each fund.

3 (4) **(I)** Each fund is subject to an audit by the Office of Legislative
4 Audits under § 2-1220 of the State Government Article.

5 **(II) THE LEGISLATIVE AUDITOR SHALL AUDIT THE**
6 **ACCOUNTS, TRANSACTIONS, AND EXPENDITURES OF EACH FUND.**

7 (b) (1) Each fund shall be invested and reinvested in the same manner as
8 other State funds.

9 (2) Any investment earnings are not a part of the fund.

10 10-504.

11 The Comptroller shall pay out money from each fund as approved in the State
12 budget.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 2013.