

HOUSE BILL 628

E4

8lr1192

By: **Delegates Wilkins, Anderson, Atterbeary, Gibson, Hayes, Korman, J. Lewis,
Moon, Mosby, Queen, Sanchez, and Sydnor**

Introduced and read first time: January 29, 2018

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Correctional Services – Inmates – Labor**

3 FOR the purpose of requiring the Commissioner of Correction to include in a certain report
4 certain statistics related to inmate employment and wages at certain facilities;
5 requiring the Division of Correction to include in a certain report regarding
6 Maryland Correctional Enterprises certain statistics regarding inmate employment
7 and wages; and generally relating to inmates.

8 BY repealing and reenacting, with amendments,
9 Article – Correctional Services
10 Section 3–207 and 3–509
11 Annotated Code of Maryland
12 (2017 Replacement Volume)

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

15 **Article – Correctional Services**

16 3–207.

17 (a) On or before October 31 of each year, the Commissioner shall submit an
18 annual report to the Secretary and the Governor that states, for each correctional facility
19 in the Division:

20 (1) its expenses, receipts, disbursements, condition, and progress;

21 (2) the number of inmates and each inmate’s age, sex, race, place of birth
22 and conviction, crime, and term of confinement;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (3) the number of inmates who escape, are pardoned, or discharged; [and]

2 (4) THE JOB CLASSIFICATIONS FOR INMATE LABOR IN EACH
3 DEPARTMENT AND FACILITY UNDER THE AUTHORITY OF THE DIVISION;

4 (5) THE INMATE WAGES AT EACH PRISON FOR EACH JOB
5 CLASSIFICATION UNDER THE AUTHORITY OF THE DIVISION;

6 (6) THE MEAN AND MEDIAN NUMBER OF HOURS AN INMATE IN A
7 STATE PRISON WORKS PER DAY AND PER MONTH, DISAGGREGATED BY FACILITY;

8 (7) THE TOTAL NUMBER OF INMATES CURRENTLY EMPLOYED AND
9 THEIR MEAN AND MEDIAN WAGES AT FACILITIES UNDER THE AUTHORITY OF THE
10 DIVISION, DISAGGREGATED BY FACILITY;

11 (8) THE MEAN AND MEDIAN HOURLY WAGES FOR MALE INMATES AND
12 FEMALE INMATES UNDER THE AUTHORITY OF THE DIVISION;

13 (9) THE MEAN AND MEDIAN AMOUNTS OF EARNINGS IN INMATES'
14 ACCOUNTS ON RELEASE, DISAGGREGATED BY FACILITY;

15 (10) THE ANNUAL COST OF LIVING FOR INMATES, DISAGGREGATED BY
16 FACILITY, INCLUDING THE AVERAGE COST OF:

17 (I) TELEPHONE CALLS; AND

18 (II) ITEMS AVAILABLE FOR PURCHASE AT A COMMISSARY
19 INCLUDING:

20 1. FEMININE HYGIENE PRODUCTS;

21 2. TOILETRIES; AND

22 3. MEDICATIONS;

23 (11) THE LABOR CONDITIONS OF THE CORRECTIONAL FACILITIES; AND

24 [(4)] (12) any remarks and suggestions the Commissioner considers
25 necessary to advance the interests of the correctional facility.

26 (b) The Commissioner shall submit with the report required by subsection (a) of
27 this section a statement similar to the statement that is required to be submitted under §
28 3–206 of this subtitle.

1 (c) The Commissioner shall verify the report and statement required by this
2 section.

3 (d) Subject to § 2-1246 of the State Government Article, the Governor shall
4 submit to the General Assembly the report and statement required under this section and
5 any recommendations that the Governor considers expedient.

6 3-509.

7 (a) Annually, the Division shall submit a complete financial and operational
8 report of Maryland Correctional Enterprises and the Maryland Correctional Enterprises
9 revolving fund to:

10 (1) the Governor;

11 (2) the Secretary; and

12 (3) the Secretary of Budget and Management.

13 (b) The report required under subsection (a) of this section shall:

14 (1) be in the same general form as a report by the Division on its operations
15 and programs; [and]

16 (2) include information about present and projected personnel and
17 compensation requirements of Maryland Correctional Enterprises;

18 **(3) LIST THE JOB CLASSIFICATIONS FOR INMATE LABOR IN EACH**
19 **DEPARTMENT AND FACILITY UNDER THE AUTHORITY OF MARYLAND**
20 **CORRECTIONAL ENTERPRISES;**

21 **(4) LIST THE INMATE WAGES AT EACH PRISON FOR EACH JOB**
22 **CLASSIFICATION UNDER THE AUTHORITY OF MARYLAND CORRECTIONAL**
23 **ENTERPRISES;**

24 **(5) LIST THE MEAN AND MEDIAN NUMBER OF HOURS AN INMATE**
25 **EMPLOYED BY MARYLAND CORRECTIONAL ENTERPRISES WORKS PER DAY AND PER**
26 **MONTH, DISAGGREGATED BY FACILITY;**

27 **(6) LIST THE TOTAL NUMBER OF INMATES AND THEIR MEAN AND**
28 **MEDIAN WAGES FOR ALL INMATES CURRENTLY EMPLOYED AT FACILITIES UNDER**
29 **THE AUTHORITY OF MARYLAND CORRECTIONAL ENTERPRISES, DISAGGREGATED**
30 **BY FACILITY;**

31 **(7) LIST THE MEAN AND MEDIAN HOURLY WAGES FOR MALE INMATES**

1 AND FEMALE INMATES UNDER THE AUTHORITY OF MARYLAND CORRECTIONAL
2 ENTERPRISES;

3 (8) LIST THE MEAN AND MEDIAN AMOUNTS OF EARNINGS IN INMATES'
4 ACCOUNTS ON RELEASE, DISAGGREGATED BY FACILITY;

5 (9) LIST THE ANNUAL COST OF LIVING FOR INMATES,
6 DISAGGREGATED BY FACILITY, INCLUDING THE AVERAGE COST OF:

7 (I) TELEPHONE CALLS; AND

8 (II) ITEMS AVAILABLE FOR PURCHASE AT A COMMISSARY
9 INCLUDING:

10 1. FEMININE HYGIENE PRODUCTS;

11 2. TOILETRIES; AND

12 3. MEDICATIONS; AND

13 (10) LIST THE LABOR CONDITIONS OF THE CORRECTIONAL FACILITIES.

14 (c) The Governor, the Secretary, and the Secretary of Budget and Management
15 may include data from the report submitted under this section in the preparation of the
16 budget and capital improvement bill.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2018.