

HOUSE BILL 947

E4

9lr2881

By: **Delegates Bartlett and Shetty**

Introduced and read first time: February 8, 2019

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Correctional Services – Female Inmate Serving Life Term – Transitional Work**
3 **Release Program**

4 FOR the purpose of authorizing the Division of Correction within the Department of Public
5 Safety and Correctional Services to establish a certain transitional work release
6 program for certain qualified inmates and to adopt certain regulations; establishing
7 the qualifications for participation in a certain transitional work release program;
8 authorizing the Division to conduct certain drug tests, require certain monitoring by
9 a global positioning system device, and deduct certain wages from a certain program
10 participant for certain purposes; providing for certain requirements relating to
11 employment and housing for certain transitional work release program participants;
12 defining a certain term; and generally relating to transitional work release
13 programs.

14 BY adding to
15 Article – Correctional Services
16 Section 3–812
17 Annotated Code of Maryland
18 (2017 Replacement Volume and 2018 Supplement)

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

21 **Article – Correctional Services**

22 **3–812.**

23 **(A) IN THIS SECTION, “QUALIFIED INMATE” MEANS A FEMALE INMATE WHO:**

24 **(1) HAS SERVED A MINIMUM OF 15 YEARS OF A LIFE SENTENCE;**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) HAS NOT HAD ANY DISCIPLINARY INFRACTIONS WITHIN A**
2 **CORRECTIONAL FACILITY WITHIN THE PRECEDING 8 YEARS; AND**

3 **(3) HAS SHOWN REHABILITATION AND GROWTH IN MATURITY DURING**
4 **INCARCERATION, AS DETERMINED BY CASE MANAGEMENT WITHIN THE DIVISION.**

5 **(B) THE DIVISION MAY:**

6 **(1) ESTABLISH A TRANSITIONAL WORK RELEASE PROGRAM FOR**
7 **QUALIFIED INMATES; AND**

8 **(2) ADOPT REGULATIONS TO ADMINISTER THE PROGRAM.**

9 **(C) FOR EACH QUALIFIED INMATE IN THE TRANSITIONAL WORK RELEASE**
10 **PROGRAM, THE DIVISION MAY:**

11 **(1) CONDUCT REGULAR DRUG TESTS;**

12 **(2) REQUIRE MONITORING BY A GLOBAL POSITIONING SYSTEM**
13 **DEVICE; AND**

14 **(3) DEDUCT A PORTION OF THE WAGES OF THE QUALIFIED INMATE TO**
15 **DEFRAY THE COST OF ADMINISTERING THE PROGRAM.**

16 **(D) AS PART OF THE TRANSITIONAL WORK RELEASE PROGRAM:**

17 **(1) A QUALIFIED INMATE MAY BE RELEASED FROM A CORRECTIONAL**
18 **FACILITY TO WORK UNDER STATE SUPERVISION WHILE REMAINING HOUSED AT THE**
19 **CORRECTIONAL FACILITY DURING NONWORKING HOURS; AND**

20 **(2) AFTER SUCCESSFUL COMPLETION OF BETWEEN 6 MONTHS AND 2**
21 **YEARS IN THE PROGRAM, AS DETERMINED BY THE DIVISION, THE QUALIFIED**
22 **INMATE MAY:**

23 **(I) OBTAIN EMPLOYMENT WITH A PRIVATE OR NONPROFIT**
24 **EMPLOYER; AND**

25 **(II) LIVE IN TRANSITIONAL HOUSING OUTSIDE THE**
26 **CORRECTIONAL FACILITY.**

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2019.