

# HOUSE BILL 1233

E4

1lr2783

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By: **Delegate Feldmark**

Introduced and read first time: February 8, 2021

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Correctional Services – Inmates – Intake and Release Requirements**  
3 **(Reentry Success Act of 2021)**

4 FOR the purpose of requiring the Division of Correction to provide screening for and access  
5 to certain medication for an inmate; requiring the Division of Correction at certain  
6 times to work with an inmate to ensure that an inmate has access to medication,  
7 social service programs, and public transportation at the time of the inmate's release;  
8 requiring the Commissioner of Correction to adopt certain regulations; and generally  
9 relating to inmates.

10 BY repealing and reenacting, without amendments,  
11 Article – Correctional Services  
12 Section 1–101(a), (d), and (i) and 3–101  
13 Annotated Code of Maryland  
14 (2017 Replacement Volume and 2020 Supplement)

15 BY adding to  
16 Article – Correctional Services  
17 Section 3–610  
18 Annotated Code of Maryland  
19 (2017 Replacement Volume and 2020 Supplement)

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

22 **Article – Correctional Services**

23 1–101.

24 (a) In this article the following words have the meanings indicated.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (d) "Correctional facility" means a facility that is operated for the purpose of  
2 detaining or confining adults who are charged with or found guilty of a crime.

3 (i) "Inmate" means an individual who is actually or constructively detained or  
4 confined in a correctional facility.

5 3-101.

6 (a) In this title the following words have the meanings indicated.

7 (b) "Commissioner" means the Commissioner of Correction.

8 (c) "Division" means the Division of Correction.

9 **3-610.**

10 (A) (1) FOR AN INMATE SENTENCED TO INCARCERATION FOR GREATER  
11 THAN 1 YEAR AT A STATE CORRECTIONAL FACILITY, 1 YEAR BEFORE THE  
12 ANTICIPATED RELEASE OF THE INMATE, THE DIVISION SHALL PROVIDE SCREENING  
13 FOR AND ACCESS TO PRIVATE MEDIATION BETWEEN THE INMATE AND AN  
14 INDIVIDUAL IDENTIFIED BY THE INMATE AS ESSENTIAL FOR THE SUCCESSFUL  
15 REENTRY OF THE INMATE INTO SOCIETY.

16 (2) MEDIATION UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL  
17 BE FACILITATED BY A MEDIATOR WHO IS COMPLIANT WITH THE MARYLAND  
18 STANDARDS OF CONDUCT FOR MEDIATORS OR WHO IS A MEMBER OF THE  
19 MARYLAND PROGRAM FOR MEDIATOR EXCELLENCE.

20 (3) DIVISION STAFF MAY VISUALLY OBSERVE MEDIATION  
21 CONDUCTED IN COMPLIANCE WITH THIS SUBSECTION, BUT MAY NOT BE PRESENT IN  
22 THE ROOM OR AURALLY MONITOR THE MEDIATION.

23 (B) THE DIVISION SHALL, 6 MONTHS BEFORE THE ANTICIPATED RELEASE  
24 FROM CONFINEMENT OF AN INMATE, PROVIDE THE APPROPRIATE FORMS TO AND  
25 WORK WITH AN INMATE TO ENSURE THAT THE FOLLOWING ARE AVAILABLE TO THE  
26 INMATE AT THE TIME OF RELEASE FROM CONFINEMENT:

27 (1) A PHOTO IDENTIFICATION CARD ISSUED BY THE MOTOR VEHICLE  
28 ADMINISTRATION UNDER § 12-301.1 OF THE TRANSPORTATION ARTICLE OR A  
29 DRIVER'S LICENSE;

30 (2) FOOD SUPPLEMENT PROGRAM BENEFITS IF THE INMATE WILL  
31 QUALIFY FOR THE BENEFITS; AND

1           **(3) ANY MEDICAL ASSISTANCE BENEFITS FOR WHICH THE INMATE**  
2 **WILL QUALIFY.**

3           **(C) AT THE TIME OF RELEASE, THE DIVISION SHALL PROVIDE THE INMATE**  
4 **WITH:**

5           **(1) PUBLIC TRANSPORTATION PASSES ADEQUATE FOR 90 DAYS OF**  
6 **TRAVEL; AND**

7           **(2) A 1-MONTH SUPPLY OF ANY MEDICATION PRESCRIBED TO THE**  
8 **INMATE.**

9           **(D) THE COMMISSIONER SHALL ADOPT REGULATIONS TO CARRY OUT THE**  
10 **REQUIREMENTS OF THIS SECTION.**

11           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 October 1, 2021.