

# HOUSE BILL 1058

E4, J1

EMERGENCY BILL

2lr2724

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By: **Delegates Moon and Clippinger**

Introduced and read first time: February 10, 2022

Assigned to: Judiciary and Health and Government Operations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Justice and Public Health Prioritization Council**

3 FOR the purpose of establishing the Justice and Public Health Prioritization Council to  
4 develop, and take other actions related to the development of, a statewide framework  
5 of sentencing and correction policies for a certain purpose; and generally relating to  
6 the Justice and Public Health Prioritization Council.

7 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
8 That:

9 (a) (1) In this section the following words have the meanings indicated.

10 (2) “Council” means the Justice and Public Health Prioritization Council.

11 (3) “Executive Director” means the Executive Director of the Governor’s  
12 Office of Crime Prevention, Youth, and Victim Services.

13 (4) “Office” means the Governor’s Office of Crime Prevention, Youth, and  
14 Victim Services.

15 (b) There is a Justice and Public Health Prioritization Council in the Office.

16 (c) The Council consists of the following members:

17 (1) three members of the Senate of Maryland, appointed by the President  
18 of the Senate;

19 (2) three members of the House of Delegates, appointed by the Speaker of  
20 the House;

21 (3) the Secretary of Health, or the Secretary’s designee;

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (4) the Secretary of Public Safety and Correctional Services, or the  
2 Secretary's designee;

3 (5) the Secretary of Juvenile Services, or the Secretary's designee;

4 (6) the Attorney General, or the Attorney General's designee;

5 (7) the Public Defender of Maryland, or the Public Defender's designee;

6 (8) a representative of the Maryland Judiciary, appointed by the Chief  
7 Judge of the Court of Appeals; and

8 (9) the following members, appointed by the Executive Director:

9 (i) a representative of a local correctional facility recommended by  
10 the Maryland Association of Counties;

11 (ii) an employee of a local correctional facility, recommended by the  
12 American Federation of State, County and Municipal Employees;

13 (iii) a representative of a local law enforcement agency;

14 (iv) a representative of the Maryland State's Attorneys' Association;

15 (v) a representative of a hospital, recommended by the Maryland  
16 Hospital Association; and

17 (vi) any other member with expertise relevant to the work of the  
18 Council.

19 (d) The Executive Director shall be the chair of the Council.

20 (e) The Office shall provide staff for the Council.

21 (f) A member of the Council:

22 (1) may not receive compensation as a member of the Council; but

23 (2) is entitled to reimbursement for expenses under the Standard State  
24 Travel Regulations.

25 (g) The Council shall:

26 (1) convene an advisory stakeholder group that includes organizations  
27 with experience in:

- 1 (i) criminal justice policy reform;
- 2 (ii) trauma–informed approaches to behavioral health;
- 3 (iii) substance use and harm reduction;
- 4 (iv) crisis intervention teams;
- 5 (v) problem–solving courts;
- 6 (vi) advocating for groups with disproportionate contact with the  
7 criminal justice system;
- 8 (vii) advocating for groups with behavioral health issues, including  
9 substance use issues, within the criminal justice system;
- 10 (viii) advocating for victims of crime; and
- 11 (ix) community conferencing and mediation for restorative justice;
- 12 (2) working with the advisory stakeholder group, conduct roundtable  
13 discussion forums seeking public input in all geographic regions of the State;
- 14 (3) using a data–driven approach, develop a statewide framework of  
15 sentencing and corrections policies to:
- 16 (i) further reduce the State’s incarcerated population;
- 17 (ii) reduce spending on corrections; and
- 18 (iii) reinvest in infrastructure, services, and strategies to prioritize  
19 public health, increase public safety, and reduce recidivism; and
- 20 (4) request technical assistance from the Council of State Governments  
21 Justice Center and the Public Safety Performance Project of the Pew Center on the States  
22 to develop the policy framework under item (3) of this subsection.
- 23 (h) On or before December 31, 2022, the Council shall report to the Governor and,  
24 in accordance with § 2–1257 of the State Government Article, the General Assembly on the  
25 findings and recommendations of the Council.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency  
27 measure, is necessary for the immediate preservation of the public health or safety, has  
28 been passed by a ye and nay vote supported by three–fifths of all the members elected to  
29 each of the two Houses of the General Assembly, and shall take effect from the date it is  
30 enacted. It shall remain effective through June 30, 2023, and, at the end of June 30, 2023,

1 this Act, with no further action required by the General Assembly, shall be abrogated and  
2 of no further force and effect.