

HOUSE BILL 1057

E5
HB 1245/22 – JUD

3lr2758
CF 3lr3063

By: **Delegates Hill, Phillips, Taveras, and Terrasa**
Introduced and read first time: February 10, 2023
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Correctional Services – Inmates – Labor, Job Training, and Educational Courses**

3 FOR the purpose of establishing a minimum hourly compensation rate for inmate labor in
4 Maryland Correctional Enterprises; requiring the Division of Correction to offer job
5 training and educational courses to certain inmates; requiring the Maryland
6 Department of Labor to evaluate the job training and educational courses offered by
7 the Division on an ongoing basis; and generally relating to inmates.

8 BY repealing and reenacting, with amendments,

9 Article – Correctional Services

10 Section 3–514

11 Annotated Code of Maryland

12 (2017 Replacement Volume and 2022 Supplement)

13 BY adding to

14 Article – Correctional Services

15 Section 9–618

16 Annotated Code of Maryland

17 (2017 Replacement Volume and 2022 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

19 That the Laws of Maryland read as follows:

20 **Article – Correctional Services**

21 3–514.

22 (a) **(1)** [The] **SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE**
23 Commissioner and Chief Executive Officer shall establish the compensation rate for inmate
24 labor in Maryland Correctional Enterprises, taking into consideration other wage

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 payments and incentives in other programs.

2 **(2) THE COMPENSATION RATE FOR INMATE LABOR IN MARYLAND**
3 **CORRECTIONAL ENTERPRISES MAY NOT BE LESS THAN \$5 PER HOUR.**

4 (b) After review by the Management Council, and after consideration of any
5 recommendation by the Chief Executive Officer, the Commissioner shall adopt regulations
6 in accordance with Title 10, Subtitle 1 of the State Government Article that govern the
7 method and time of compensation payments.

8 **9-618.**

9 **(A) (1) SUBJECT TO SAFETY AND SECURITY CONCERNS, THE DIVISION OF**
10 **CORRECTION SHALL OFFER JOB TRAINING TO ALL INMATES.**

11 **(2) THE MARYLAND DEPARTMENT OF LABOR SHALL PARTNER WITH**
12 **LABOR UNIONS, TRADE ASSOCIATIONS, AND EDUCATIONAL INSTITUTIONS TO**
13 **DEVELOP THE JOB TRAINING PROGRAMS TO BE OFFERED.**

14 **(3) THE JOB TRAINING OFFERED SHALL FOCUS ON MARKETABLE**
15 **SKILLS.**

16 **(B) (1) SUBJECT TO SAFETY AND SECURITY CONCERNS, THE DIVISION**
17 **SHALL OFFER EDUCATIONAL COURSES TO ALL INMATES.**

18 **(2) EDUCATIONAL OFFERINGS SHALL INCLUDE:**

19 **(I) COURSES ABOVE GED LEVEL;**

20 **(II) FINANCIAL LITERACY;**

21 **(III) INVESTING; AND**

22 **(IV) CIVICS.**

23 **(C) ON OR BEFORE MARCH 1 EACH YEAR, THE DEPARTMENT SHALL**
24 **REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE**
25 **GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON THE JOB TRAINING AND**
26 **EDUCATIONAL COURSES OFFERED BY THE DIVISION DURING THE PRECEDING**
27 **CALENDAR YEAR, INCLUDING:**

28 **(1) A LISTING AND DESCRIPTION OF EACH TRAINING MODULE AND**
29 **EDUCATIONAL COURSE OFFERED ALONG WITH THE NUMBER OF STUDENTS**
30 **PARTICIPATING IN EACH; AND**

1 **(2) THE NUMBER OF INMATES WHO RECEIVED DIPLOMAS,**
2 **CERTIFICATES, OR OTHER PROGRAM COMPLETIONS, BY CATEGORY.**

3 **(D) (1) THE MARYLAND DEPARTMENT OF LABOR SHALL, ON AN**
4 **ONGOING BASIS, EVALUATE THE JOB TRAINING AND EDUCATIONAL COURSES**
5 **OFFERED BY THE DIVISION, AND, ON OR BEFORE DECEMBER 31 EVERY 3 YEARS,**
6 **BEGINNING DECEMBER 31, 2024, REPORT TO THE GOVERNOR AND, IN ACCORDANCE**
7 **WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY**
8 **ON:**

9 **(I) THE EXTENT TO WHICH THE COURSES OFFERED MEET THE**
10 **TRAINING AND EDUCATIONAL GOALS FOR WHICH THEY WERE ESTABLISHED;**

11 **(II) THE DEGREE OF PARTICIPATION IN EACH COURSE AND**
12 **REASONS FOR LOW PARTICIPATION IN ANY COURSE;**

13 **(III) ANY SECURITY CONCERNS THAT PRESENT BARRIERS TO**
14 **THE IMPLEMENTATION OF A COURSE; AND**

15 **(IV) RECOMMENDATIONS FOR ANY NEW OR MODIFIED**
16 **PROGRAMMING.**

17 **(2) THE MARYLAND DEPARTMENT OF LABOR SHALL CONSIDER THE**
18 **FOOTPRINT, PHYSICAL STRUCTURE, AND STAFFING OF DIVISION FACILITIES IN**
19 **MAKING ANY RECOMMENDATION FOR NEW OR MODIFIED PROGRAMMING.**

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 October 1, 2023.