

SENATE BILL 1137

E4

8lr3935
CF HB 291

By: **Senator Conway**

Introduced and read first time: February 16, 2018

Assigned to: Rules

Re-referred to: Judicial Proceedings, February 23, 2018

Committee Report: Favorable

Senate action: Adopted

Read second time: March 21, 2018

CHAPTER _____

1 AN ACT concerning

2 **Correctional Services – Inmate Case Record – Educational, Vocational, and Job**
3 **History**

4 FOR the purpose of requiring the Division of Correction to conduct a certain educational,
5 vocational, and job history interview for certain inmates; requiring the Division to
6 include the results of a certain educational, vocational, and job history interview in
7 certain inmate case records; and generally relating to inmate case records.

8 BY repealing and reenacting, with amendments,

9 Article – Correctional Services

10 Section 3–601

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 3–601.

17 (a) In this section, “risk and needs assessment” has the meaning stated in §
18 6–101 of this article.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (b) Promptly after an inmate is sentenced to the jurisdiction of the Division, the
2 Division shall assemble an adequate case record for the inmate that includes:

3 (1) a description of the inmate;

4 (2) a photograph of the inmate;

5 (3) the family history of the inmate;

6 (4) **THE EDUCATIONAL, VOCATIONAL, AND JOB HISTORY OF THE**
7 **INMATE;**

8 ~~[(4)]~~ (5) any previous record of the inmate;

9 ~~[(5)]~~ (6) a summary of the facts of each case for which the inmate is
10 serving a sentence; **AND**

11 ~~[(6)]~~ (7) **AS REQUIRED UNDER SUBSECTION (C) OF THIS SECTION,** the
12 results of:

13 (I) a risk and needs assessment of the inmate [required under
14 subsection (c) of this section; and

15 (7) the results of];

16 (II) the physical[,] **AND** mental[, and educational] examination of
17 the inmate [required under subsection (c) of this section]; **AND**

18 (III) **THE EDUCATIONAL, VOCATIONAL, AND JOB HISTORY**
19 **INTERVIEW OF THE INMATE.**

20 (c) The Division shall conduct, **FOR EACH INMATE, AS SOON AS FEASIBLE**
21 **AFTER THE INDIVIDUAL IS SENTENCED TO THE JURISDICTION OF THE DIVISION:**

22 (1) a risk and needs assessment [and];

23 (2) a physical[,] **AND** mental [, and educational] examination [of an inmate
24 as soon as feasible after the individual is sentenced to the jurisdiction of the Division]; **AND**

25 (3) **AN EDUCATIONAL, VOCATIONAL, AND JOB HISTORY INTERVIEW.**

26 (d) (1) Based on the information assembled under subsection (b) of this
27 section, the Division shall classify an inmate and develop a case plan to guide an inmate's
28 rehabilitation while under the custody of the Division.

1 (2) The case plan developed under this subsection shall include:

2 (i) programming and treatment recommendations based on the
3 results of the risk and needs assessment conducted under subsection (c) of this section;

4 (ii) required conduct in accordance with the rules and policies of the
5 Division; and

6 (iii) a plan for the payment of restitution, not to supersede any
7 payment plan established by the court, if restitution has been ordered.

8 (e) In accordance with regulations adopted by the Division, the managing official
9 of each correctional facility shall maintain, as a part of an inmate's case record:

10 (1) an adequate record of the conduct, effort, and progress of the inmate
11 during confinement; and

12 (2) a record of the character of any offense committed by the inmate and
13 the nature and amount of punishment inflicted.

14 (f) To identify an inmate, the Division may photograph and fingerprint the
15 inmate and record a description of the inmate's personal background data.

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.