

1            SECTION 12. AND BE IT FURTHER ENACTED, That the Governor's Office of  
2 Crime Control and Prevention shall:

3            (1) study the restitution process in the State and make recommendations  
4 concerning the restitution process, including:

5                    (i) recommending a process and State unit for collecting data and  
6 developing evidence-based practices for restitution collection; and

7                    (ii) recommending methods for developing additional enforcement  
8 and data collection technology infrastructure;

9            (2) determine which State unit should assume the duties currently  
10 undertaken by the Division of Parole and Probation and the Central Collection Unit  
11 regarding collection of restitution;

12            (3) determine whether the Criminal Injuries Compensation Board and any  
13 other victim services programs should be transferred to another entity, including considering  
14 whether a transfer would;

15                    (i) minimize fragmentation of functions that the State government  
16 performs on behalf of victims of crime and delinquent acts, while ensuring that services for  
17 special populations, including victims of sexual assault and child sexual abuse, are  
18 performed by providers with expertise in the area of need; and

19                    (ii) improve the coordination, efficiency, and effectiveness of State  
20 assistance to victims of crime and delinquent acts;

21            (4) consider any other ways to improve the collection of restitution;

22            (5) review the classifications for larceny-theft under the Uniform Crime  
23 Reporting Program to determine how to distinguish shoplifting offenses from theft by  
24 organized retail crime rings; and

25            (6) report to the Governor and, in accordance with § 2-1246 of the State  
26 Government Article, the General Assembly by December 1, 2016, on its findings and  
27 recommendations.

28            SECTION 13. AND BE IT FURTHER ENACTED, That unless the Governor  
29 determines that transferring the collection of restitution from the Division of Parole and  
30 Probation and the Central Collection Unit to another State unit will not improve the  
31 collection of restitution, the Governor shall order the new State unit to assume the  
32 responsibility of collecting restitution by issuing an executive order to reorganize State  
33 government under Article II, Section 24 of the Maryland Constitution for the 2017 regular  
34 session of the General Assembly. The Governor shall include a provision in the executive  
35 order providing that the transfer may not be effective until 30 days after the Governor's Office  
36 of Crime Control and Prevention notifies in writing the Governor, the President of the

1 Senate, and the Speaker of the House that the new State unit is able to assume the collection  
2 roles and responsibilities.

3 SECTION 14. AND BE IT FURTHER ENACTED, That § 3-704, § 3-707, and §  
4 3-708 of the Correctional Services Article, as enacted by Section 2 of this Act, shall be  
5 construed prospectively to apply only to inmates that are sentenced on or after October 1,  
6 2017.

7 SECTION 15. AND BE IT FURTHER ENACTED, That on or before March 1  
8 annually, the Administrative Office of the Courts shall report to the Governor and, in  
9 accordance with § 2-1246 of the State Government Article, the General Assembly, on the  
10 number of substance abuse disorder assessments ordered by courts in criminal cases under  
11 § 8-505 of the Health – General Article during the previous calendar year.

12 SECTION 16. AND BE IT FURTHER ENACTED, That, on or before January 1,  
13 2017, the Justice Reinvestment Oversight Board shall report to the Governor and, in  
14 accordance with § 2-1246 of the State Government Article, the General Assembly on:

15 (1) the status of the progress toward the implementation of this Act; and

16 (2) the projected financial impact of the implementation of this Act on local  
17 jurisdictions and correctional facilities.

18 SECTION 17. AND BE IT FURTHER ENACTED, That local correctional facilities  
19 shall, in coordination with the Department of Health and Mental Hygiene and local health  
20 departments, conduct an analysis to determine the budgetary requirements of this Act and  
21 shall report a plan for meeting the budgetary requirements to the General Assembly, in  
22 accordance with § 2-1246 of the State Government Article, on or before December 31, 2016.

23 SECTION 18. AND BE IT FURTHER ENACTED, That Section 2 and Section 4 of  
24 this Act shall take effect October 1, 2017.

25 SECTION 19. AND BE IT FURTHER ENACTED, That, except as provided in  
26 Section 18 of this Act, this Act shall take effect October 1, 2016.