

9-515. EMPLOYMENT OF INMATES IN AGRICULTURAL WORK.

(A) SCOPE OF SECTION.

THIS SECTION APPLIES TO:

(1) INMATES OF ANY CAMP IN QUEEN ANNE'S COUNTY OR IN ANY OTHER COUNTY IN WHICH SIMILAR CAMPS ARE ESTABLISHED; AND

(2) INMATES IN A COUNTY WITHIN A REASONABLE DISTANCE, TO BE DETERMINED BY THE DIVISION OF CORRECTION, OF A CAMP DESCRIBED IN ITEM (1) OF THIS SUBSECTION.

(B) IN GENERAL.

EXCEPT FOR INMATES NEEDED OR BEING UTILIZED BY THE STATE HIGHWAY ADMINISTRATION FOR EMERGENCY ROAD MAINTENANCE, THE DIVISION OF CORRECTION SHALL ARRANGE FOR INMATES TO BE EMPLOYED IN AGRICULTURAL WORK DURING ANY PART OF THE YEAR.

(C) PAYMENT OF INMATES.

A PERSON THAT EMPLOYS INMATES IN AGRICULTURAL WORK UNDER THIS SECTION SHALL:

(1) PAY THE REASONABLE VALUE FOR THE WORK AT THE ESTIMATED PREVAILING WAGE IN THE COMMUNITY WHERE THE INMATES ARE EMPLOYED; AND

(2) GIVE ANY SECURITY FOR THE PAYMENTS THAT THE DIVISION OF CORRECTION REQUIRES.

(D) SALE OF PRODUCE AUTHORIZED.

A PERSON THAT EMPLOYS INMATES UNDER THIS SECTION MAY SELL THE PRODUCE HARVESTED BY THE INMATES.

(E) SUPERVISION OF WORK FORCE.

INMATES EMPLOYED IN AGRICULTURAL WORK UNDER THIS SECTION SHALL BE UNDER THE CONTROL AND SUPERVISION OF THE DIVISION OF CORRECTION TO THE SAME EXTENT AS WHEN EMPLOYED IN THE CONSTRUCTION AND MAINTENANCE OF PUBLIC ROADS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 722A(a).

In subsection (b) of this section, the former reference to road maintenance "in any county of this State" is deleted as unnecessary in light of § 9-509(a) of this subtitle, which refers to "public roads".

In subsection (c) of this section, the former phrase "in its discretion" is deleted as unnecessary in light of the reference to "may", which indicates discretionary authority.