

2. the production of any agricultural, horticultural, vegetable, or fruit product of the soil, livestock, meats, marine food products, eggs, dairy products, wool, nuts, honey, and every product of farm, forest, garden, orchard, or water; and

3. any services that are generally regarded as incidental to and connected with farms, dairies, or the seafood industry.

(2) The Administrator may assign able-bodied male inmates in a local correctional facility to perform farm labor on the following terms and conditions:

(i) the assignment may be made only after a person that desires to employ farm labor submits a written request that shows to the satisfaction of the Administrator that farm labor is not otherwise obtainable;

(ii) the person requesting the farm labor shall pay the costs incident to an assignment to farm labor, including the cost of transportation of the inmates to and from the local correctional facility, a reasonable per diem wage for an inmate performing farm labor, and the cost of properly guarding an inmate while performing farm labor;

(iii) the Administrator may require proof of financial responsibility, including a payment in advance;

(iv) the person requesting the farm labor shall assume any liability for an injury to an inmate while being transported to or from a local correctional facility or while performing farm labor;

(v) assignments to farm labor shall be made on a daily basis only and an inmate assigned to farm labor shall be returned to the local correctional facility each night; and

(vi) other terms and conditions that the Administrator considers advisable.

(3) The County Council shall reimburse the Administrator out of the County fund for any expenses incurred in conveying an inmate to and from a farm labor site or in properly guarding an inmate while performing farm labor under regulations that the Administrator or other officer considers necessary for the health and safe custody of the inmate.]

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2001.

May 17, 2001

The Honorable Thomas V. Mike Miller, Jr.  
President of the Senate  
State House  
Annapolis MD 21401

Dear Mr. President: