

SENATE BILL 12

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HB 274/98 - JUD

1999 Regular Session
9r0416

(PRE-FILED)

By: **Senator Green**
Requested: October 28, 1998
Introduced and read first time: January 13, 1999
Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 23, 1999

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County - Criminal Procedure - Service of Process**

3 FOR the purpose of authorizing certain persons in charge of local detention centers in
4 Prince George's County to designate certain employees to serve a criminal
5 summons, warrant, or charging document within any local detention center,
6 police facility and, or central or regional booking site in Prince George's County;
7 and generally relating to the service of process by employees of local detention
8 centers in Prince George's County.

9 BY repealing and reenacting, with amendments,
10 Article - Courts and Judicial Proceedings
11 Section 6-310
12 Annotated Code of Maryland
13 (1998 Replacement Volume)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article - Courts and Judicial Proceedings**

17 6-310.

18 (a) In this section, "administrator" includes the sheriff, director,
19 superintendent, warden, or other officer in charge of a local detention center.

20 (b) The administrator may designate employees of the local detention center
21 to serve a criminal summons, warrant, or charging document.

1 (c) (1) ~~The EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,~~
2 THE authority of an individual designated to serve criminal process under this section
3 shall be limited to the service of process within ~~{the} ANY~~ local detention center,
4 ~~POLICE FACILITY, CENTRAL OR REGIONAL BOOKING SITE, AND ANY OTHER AREA~~
5 ~~THAT IS STAFFED AND CONTROLLED BY EMPLOYEES OF THE LOCAL DETENTION~~
6 ~~CENTER.~~

7 (2) IN PRINCE GEORGE'S COUNTY, THE AUTHORITY OF AN INDIVIDUAL
8 DESIGNATED TO SERVE CRIMINAL PROCESS UNDER THIS SECTION SHALL BE
9 LIMITED TO THE SERVICE OF PROCESS WITHIN ANY LOCAL DETENTION CENTER,
10 POLICE FACILITY, OR CENTRAL OR REGIONAL BOOKING SITE IN THE COUNTY.

11 (d) The administrator shall ensure that an employee designated to serve
12 criminal process has received adequate training.

13 (e) This section may not be construed to limit the authority of any employee of
14 the local detention center to serve civil process as provided in the Maryland Rules.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
16 effect June 1, 1999.