

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL NO. 552

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “ordinance” insert “under certain circumstances”; strike beginning with “authorizing” in line 9 down through “provisions” in line 11 and substitute “establishing certain procedures for law enforcement officers”; in line 12, after “providing” insert “for the issuance of a certain civil citation including”; in line 12, strike “a”; in line 13, strike “term” and substitute “terms”; in line 13, after the semicolon insert “granting exclusive original jurisdiction to the District Court over certain civil citations”; and after line 19, insert:

“BY repealing and reenacting, with amendments,

Article - Courts and Judicial Proceedings

Section 4-401(10)(vi)

Annotated Code of Maryland

(1998 Replacement Volume and 2000 Supplement)”.

AMENDMENT NO. 2

On page 2, strike beginning with the colon in line 5 down through “SUNDAY” in line 8 and substitute “12:00 A.M. UNTIL 5:00 A.M.”.

On page 3, strike beginning with the comma in line 30 down through “STOP” in line 31.

On page 4, strike beginning with the comma in line 1 down through “OF” in line 2.

AMENDMENT NO. 3

On page 2, strike in their entirety lines 17 through 19, inclusive; and in lines 20 and 30, in each instance, strike “(7)” and “(8)”, respectively, and substitute “(6)” and “(7)”, respectively.

AMENDMENT NO. 4

(Over)

On page 4, in line 28, after “PLACE” insert “OR ON THE PREMISES OF AN ESTABLISHMENT”.

AMENDMENT NO. 5

On pages 5 and 6, strike in their entirety the lines beginning with line 33 on page 5 through line 3 on page 6, inclusive, and substitute:

“(J) (1) A LAW ENFORCEMENT OFFICER MAY ISSUE A CIVIL CITATION FOR A VIOLATION OF A JUVENILE CURFEW ORDINANCE TO:

(I) A MINOR;

(II) A PARENT OR GUARDIAN OF A MINOR; OR

(III) AN OWNER, OPERATOR, OR EMPLOYEE OF AN ESTABLISHMENT.

(2) THE CIVIL CITATION SHALL INCLUDE A FINE OF:

(I) NOT MORE THAN \$500 FOR A FIRST OFFENSE; OR

(II) NOT MORE THAN \$1,000 FOR A SECOND OR SUBSEQUENT OFFENSE.

Article - Courts and Judicial Proceedings

4-401.

Except as provided in § 4-402 of this subtitle, and subject to the venue provisions of Title 6 of this article, the District Court has exclusive original civil jurisdiction in:

(10) A proceeding for adjudication of:

(vi) A violation of an ordinance enacted:

1. By a charter county for which a civil penalty is provided under Article 25A, § 5(A) of the Code; [or]

2. By the Mayor and City Council of Baltimore for which a civil penalty is provided by ordinance; OR

3. BY A CODE COUNTY FOR WHICH A CIVIL CITATION IS ISSUED UNDER ARTICLE 25B, § 13C-1 OF THE CODE;”.