

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 575

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after the second "confinement," insert "location tracking systems."

AMENDMENT NO. 2

On page 2, in line 27, strike "(1)"; and in line 29, strike "(2)" and substitute "(B)".

AMENDMENT NO. 3

On pages 2 through 4, strike in their entirety the lines beginning with line 31 on page 2 through line 3 on page 4, inclusive, and substitute:

"(C) A PERSON MAY NOT KNOWINGLY ESCAPE FROM A DETENTION CENTER FOR JUVENILES OR A FACILITY FOR JUVENILES LISTED IN ARTICLE 83C, § 2-117(A)(2) OF THE CODE.

(D) A PERSON WHO HAS BEEN COMMITTED TO HOME OR COMMUNITY DETENTION MAY NOT KNOWINGLY:

(1) VIOLATE ANY RESTRICTION ON MOVEMENT IMPOSED UNDER THE TERMS OF THE HOME OR COMMUNITY DETENTION ORDER OR AGREEMENT; OR

(2) DEPART FROM OR FAIL TO RETURN TO CONFINEMENT IN VIOLATION OF THE TERMS OF THE HOME OR COMMUNITY DETENTION ORDER OR AGREEMENT.

(E) A PERSON WHO HAS BEEN ORDERED BY A COURT TO SERVE A TERM OF CUSTODIAL CONFINEMENT AS DEFINED IN § 6-219 OF THE CRIMINAL PROCEDURE ARTICLE AS A CONDITION OF A SUSPENDED SENTENCE OR PROBATION BEFORE OR

(Over)

AFTER JUDGMENT MAY NOT KNOWINGLY:

(1) VIOLATE ANY RESTRICTION ON MOVEMENT IMPOSED UNDER THE TERMS OF THE CUSTODIAL CONFINEMENT ORDER OR AGREEMENT; OR

(2) DEPART FROM OR FAIL TO RETURN TO CONFINEMENT IN VIOLATION OF THE TERMS OF THE CUSTODIAL CONFINEMENT ORDER OR AGREEMENT.

(F) A PERSON WHO HAS BEEN TEMPORARILY RELEASED FROM A PLACE OF CONFINEMENT UNDER THE TERMS OF A TEMPORARY RELEASE ORDER OR AGREEMENT MAY NOT KNOWINGLY:

(1) VIOLATE ANY RESTRICTION ON MOVEMENT IMPOSED UNDER THE TERMS OF THE TEMPORARY RELEASE ORDER OR AGREEMENT; OR

(2) DEPART FROM OR FAIL TO RETURN TO A PLACE OF CONFINEMENT IN VIOLATION OF THE TERMS OF THE TEMPORARY RELEASE ORDER OR AGREEMENT.

(G) A PERSON MAY NOT KNOWINGLY ESCAPE FROM CONFINEMENT IMPOSED UNDER COLOR OF LAW THROUGH A RESTRICTION ON THE PERSON'S MOVEMENT BY REMOVING, BLOCKING, DEACTIVATING, OR OTHERWISE TAMPERING WITH A MONITORING DEVICE, INCLUDING:

(1) AN ANKLE OR WRIST BRACELET;

(2) A GLOBAL POSITION SATELLITE OFFENDER TRACKING TECHNOLOGY SYSTEM; OR

(3) ANY COMPARABLE EQUIPMENT OR SYSTEM THAT TRACKS THE PERSON'S LOCATION WHEN WORN ON THE PERSON'S BODY OR CARRIED BY THE PERSON.”;

and in line 4, strike “(C)” and substitute “(H)”.