

# HOUSE BILL 1397

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8lr2737

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By: **Delegates Hornberger, Corderman, Grammer, and Malone**

Introduced and read first time: February 9, 2018

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure – Pretrial Release – Defendant on Parole**

3 FOR the purpose of prohibiting a judicial officer from authorizing pretrial release for a  
4 defendant charged with a crime of violence who is on parole until after the conclusion  
5 of a certain proceeding for revocation of parole; and generally relating to pretrial  
6 release.

7 BY adding to

8 Article – Criminal Procedure

9 Section 5–202(h)

10 Annotated Code of Maryland

11 (2008 Replacement Volume and 2017 Supplement)

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

14 **Article – Criminal Procedure**

15 5–202.

16 **(H) A JUDICIAL OFFICER MAY NOT AUTHORIZE PRETRIAL RELEASE FOR A**  
17 **DEFENDANT CHARGED WITH A CRIME OF VIOLENCE WHO IS ON PAROLE UNTIL**  
18 **AFTER THE CONCLUSION OF A PROCEEDING FOR REVOCATION OF PAROLE BY THE**  
19 **MARYLAND PAROLE COMMISSION UNDER § 7–401 OF THE CORRECTIONAL**  
20 **SERVICES ARTICLE.**

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
22 October 1, 2018.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

