

Chapter 427

(House Bill 388)

AN ACT concerning

Criminal Procedure – Violation of Conditions of Release

FOR the purpose of expanding the list of charges to which a certain prohibition against violating a certain condition of pretrial or posttrial release is applicable; and generally relating to pretrial and posttrial release.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 5–213.1
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

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

Article – Criminal Procedure

5–213.1.

(a) A person [charged with committing a violation of Title 3, Subtitle 3 of the Criminal Law Article against a victim who is a minor] may not violate a condition of pretrial or posttrial release prohibiting the person from contacting, harassing, or abusing [the] AN alleged victim or going in or near [the] AN alleged victim’s residence or place of employment **IF THE PERSON IS CHARGED WITH COMMITTING:**

(1) A VIOLATION OF TITLE 3, SUBTITLE 3 OF THE CRIMINAL LAW ARTICLE AGAINST A VICTIM WHO IS A MINOR;

(2) A CRIME OF VIOLENCE AS DEFINED IN § 5–101 OF THE PUBLIC SAFETY ARTICLE; OR

(3) A CRIME AGAINST A VICTIM WHO IS A PERSON ELIGIBLE FOR RELIEF AS DEFINED IN § 4–501 OF THE FAMILY LAW ARTICLE.

(b) A person who violates subsection (a) of this section is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 90 days.

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

Approved by the Governor, May 8, 2018.