E21lr1083 CF 1lr1389 (PRE-FILED)

By: Delegates W. Fisher, Moon, Shetty, and Wilkins

Requested: October 22, 2020

Introduced and read first time: January 13, 2021

Assigned to: Judiciary

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6-220.

(b)

(1)

subject to reasonable conditions if:

public welfare would be served; and

(i)

A BILL ENTITLED

1	AN ACT concerning
2 3	Criminal Procedure – Probation Before Judgment – Facts Justifying a Finding of Guilt and Suspension of Sentence
4	FOR the purpose of authorizing a court to stay the entering of judgment, defer further
5	proceedings, and place a certain defendant on probation subject to reasonable
6	conditions if the court finds facts justifying a finding of guilt; authorizing a court to
7	suspend a portion or all of a certain sentence as a condition of a certain probation;
8	and generally relating to probation before judgment.
9	BY repealing and reenacting, with amendments,
10	Article – Criminal Procedure
11	Section 6–220(b)
12	Annotated Code of Maryland
13	(2018 Replacement Volume and 2020 Supplement)
14	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
15	That the Laws of Maryland read as follows:
16	Article – Criminal Procedure

a crime, OR A COURT FINDS FACTS JUSTIFYING A FINDING OF GUILT, a court may stay

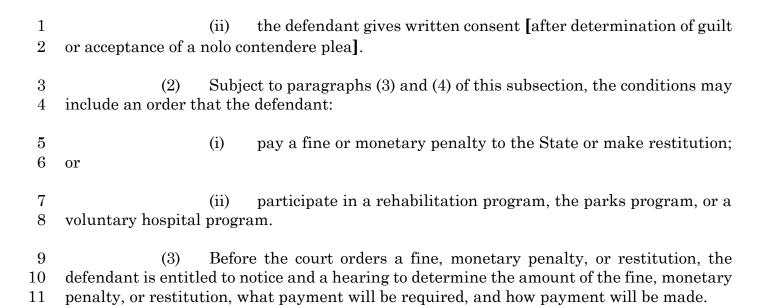
the entering of judgment, defer further proceedings, and place the defendant on probation

When a defendant pleads guilty or nolo contendere or is found guilty of

the court finds that the best interests of the defendant and the

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.





- 12 (4) Any fine or monetary penalty imposed as a condition of probation shall be within the amount set by law for a violation resulting in conviction.
- 14 (5) As a condition of probation, the court may order a person to a term of custodial confinement or imprisonment AND MAY SUSPEND A PORTION OR ALL OF THE SENTENCE.
- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2021.