
By: **Delegates O'Donnell, Bissett, M. Burns, Jacobs, D. Murphy, and Hutchins**

Introduced and read first time: January 29, 1998
Assigned to: Judiciary

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 6, 1998

CHAPTER _____

1 AN ACT concerning

2 **Family Law - Domestic Violence - Penalties**

3 FOR the purpose of ~~increasing the amount of the fine and the term of imprisonment~~
4 altering the penalties for failure to comply with the relief granted in an ex parte
5 order or protective order; and generally relating to penalties for failure to
6 comply with certain relief granted in an ex parte order or protective order.

7 BY repealing and reenacting, with amendments,
8 Article - Family Law
9 Section 4-509
10 Annotated Code of Maryland
11 (1991 Replacement Volume and 1997 Supplement)

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

14 **Article - Family Law**

15 4-509.

16 (a) A person who fails to comply with the relief granted in an ex parte order
17 under § 4-505(a)(2)(i), (ii), (iii), (iv), or (v) of this subtitle or in a protective order
18 under § 4-506(d)(1), (2), (3), (4), or (5) of this subtitle is guilty of a misdemeanor and
19 on conviction is subject, for each offense, to:

20 (1) FOR A FIRST OFFENSE, a fine not exceeding ~~[\$500]~~ ~~\$40,000~~ \$1,000 or
21 imprisonment not exceeding ~~{90 days}~~ ~~3 YEARS~~ or both; AND

1 (2) FOR A SECOND OR SUBSEQUENT OFFENSE, A FINE NOT EXCEEDING
2 \$2,500 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.

3 (b) An officer shall arrest with or without a warrant and take into custody a
4 person whom the officer has probable cause to believe is in violation of an ex parte
5 order or protective order in effect at the time of the violation.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 1998.