

HOUSE BILL 253

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HB 335/96 - JUD

2001 Regular Session  
11r1023

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By: **Delegates Grosfeld, Barkley, Cole, Giannetti, Griffith, Hutchins, Menes, Petzold, Zirkin, R. Baker, Benson, Billings, Bobo, Bronrott, Cadden, Cryor, D'Amato, Eckardt, Franchot, Frush, Goldwater, Healey, Hecht, Hixson, Howard, Hurson, Kagan, Kopp, Love, Mandel, Marriott, Moe, Morhaim, Pendergrass, Phillips, Shriver, Stern, and Turner**

Introduced and read first time: January 24, 2001  
Assigned to: Judiciary

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Committee Report: Favorable  
House action: Adopted  
Read second time: March 16, 2001

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Domestic Violence - Penalties**

3 FOR the purpose of making it a misdemeanor subject to certain penalties for a  
4 respondent in a proceeding for relief from certain abuse to willfully fail to  
5 complete certain counseling or a domestic violence program ordered by the court  
6 in a protective order; and generally relating to penalties for failure to comply  
7 with certain relief granted in an ex parte order or protective order.

8 BY repealing and reenacting, with amendments,  
9 Article - Family Law  
10 Section 4-509  
11 Annotated Code of Maryland  
12 (1999 Replacement Volume and 2000 Supplement)

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

15 **Article - Family Law**

16 4-509.

17 (a) A person who fails to comply with the relief granted in an ex parte order  
18 under § 4-505(a)(2)(i), (ii), (iii), (iv), or (v) of this subtitle or in a protective order under  
19 § 4-506(d)(1), (2), (3), (4), or (5) of this subtitle OR A RESPONDENT WHO WILLFULLY

1 FAILS TO COMPLETE COUNSELING OR A DOMESTIC VIOLENCE PROGRAM ORDERED  
2 UNDER § 4-506(D)(11) OF THIS SUBTITLE is guilty of a misdemeanor and on conviction  
3 is subject, for each offense, to:

4           (1)       for a first offense, a fine not exceeding \$1,000 or imprisonment not  
5 exceeding 90 days or both; and

6           (2)       for a second or subsequent offense, a fine not exceeding \$2,500 or  
7 imprisonment not exceeding 1 year or both.

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

11       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 October 1, 2001.