

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL NO. 45
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “penalties;” insert “establishing that the District Court has jurisdiction that is concurrent with a circuit court in cases involving obtaining or procuring a controlled dangerous substance by counterfeiting or altering a prescription or written order;”; and after line 9, insert:

“BY repealing and reenacting, with amendments,

Article - Courts and Judicial Proceedings

Section 4-301(b)(15) and (16) and 4-302(a) and (d)(1)

Annotated Code of Maryland

(1998 Replacement Volume and 2001 Supplement)

BY adding to

Article - Courts and Judicial Proceedings

Section 4-301(b)(17)

Annotated Code of Maryland

(1998 Replacement Volume and 2001 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 17, insert:

“Article - Courts and Judicial Proceedings

4-301.

(b) Except as provided in § 4-302 of this subtitle, the District Court also has exclusive original jurisdiction in a criminal case in which a person at least 18 years old or a corporation is

(Over)

charged with:

(15) Violation of Article 27, § 59 of the Code, whether felony or misdemeanor; [or]

(16) Violation of Article 27, § 194A of the Code, whether a felony or misdemeanor; OR

(17) VIOLATION OF § 5-601(A)(2)(II) OF THE CRIMINAL LAW ARTICLE.

4-302.

(a) Except as provided in § 4-301(b)(2), (6), (7), (8), (9), (10), (11), (12), (13), (14), (15), [and (16)] (16), AND (17) of this subtitle, the District Court does not have jurisdiction to try a criminal case charging the commission of a felony.

(d) (1) Except as provided in paragraph (2) of this subsection, the jurisdiction of the District Court is concurrent with that of the circuit court in a criminal case:

(i) In which the penalty may be confinement for 3 years or more or a fine of \$2,500 or more; or

(ii) Which is a felony, as provided in § 4-301(b)(2), (6), (7), (8), (9), (10), (11), (12), (13), (14), (15), [and (16)] (16), AND (17) of this subtitle.”.

AMENDMENT NO. 3

On page 2, in line 18, after “\$1,000” insert “FOR EACH FORGERY”.