

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL NO. 345

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Van Hollen” and substitute “Senators Van Hollen and Forehand”; in line 4, strike “making it a felony” and substitute “establishing certain felonies”; in line 5, strike “to leave” and substitute “who leaves”; in line 6, strike “under certain circumstances” and substitute “if the person knew or reasonably should have known that the accident might result in serious bodily injury to or death of another person and serious bodily injury or death actually occurred”; in the same line, strike “a felony” and substitute “felonies”; in line 7, strike “clarifying language” and substitute “providing that the District Court has jurisdiction that is concurrent with a circuit court for felonies under this Act”; and in line 9, after “death” insert “under certain circumstances”.

AMENDMENT NO. 2

On page 1, 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. 3

(Over)

On page 1, in line 12, after “20-102” insert “and 27-101(o)”; and strike in their entirety lines 15 through 19, inclusive.

AMENDMENT NO. 4

On page 1, after line 26, 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 charged with:

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

[or]

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

(17) VIOLATION OF § 20-102 OF THE TRANSPORTATION ARTICLE, WHETHER A FELONY OR MISDEMEANOR.

4-302.

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

AMENDMENT NO. 5

On page 2, in line 10, strike the brackets; in lines 15 and 18, in each instance, strike the bracket; and in line 12, strike “THAT IS NOT A SERIOUS BODILY INJURY”.

On page 2, in lines 29 and 34, in each instance, strike “INVOLVING AN” and substitute “AND WHO KNEW OR REASONABLY SHOULD HAVE KNOWN THAT THE”; in lines 30 and 35, in each instance, strike “THAT RESULTED” and substitute “MIGHT RESULT”; in line 30, after “PERSON” insert “AND SERIOUS BODILY INJURY ACTUALLY OCCURRED TO ANOTHER PERSON”; and in line 35, after “PERSON” insert “AND DEATH ACTUALLY OCCURRED TO ANOTHER PERSON”.