
By: **Chairman, Judiciary Committee and Delegate Grosfeld**

Introduced and read first time: January 18, 2002

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law - Political Subdivisions - Powers and Prohibitions**

3 FOR the purpose of correcting certain matters identified during statutory revision;
4 clarifying that a political subdivision is exempt from the prohibition against
5 certain kinds of interference with certain materials, equipment, conductors, or
6 facilities of certain electric companies in the political subdivision; clarifying
7 which revenue officers are covered by the prohibition against failing to pay
8 money into certain public treasuries within certain times; clarifying that a
9 person may not use or transfer certain simulated documents that imply that the
10 person is associated with certain governmental units in order to induce
11 payment; and generally relating to political subdivisions.

12 BY repealing and reenacting, with amendments,
13 Article - Criminal Law
14 Section 6-303(b), 7-114(a), and 8-522(b)
15 Annotated Code of Maryland
16 (As enacted by Chapter _____ (H.B. 11) of the Acts of the General Assembly of
17 2002)

18 BY repealing and reenacting, without amendments,
19 Article - Criminal Law
20 Section 7-114(b)
21 Annotated Code of Maryland
22 (As enacted by Chapter _____ (H.B. 11) of the Acts of the General Assembly of
23 2002)

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

26 **Article - Criminal Law**

27 6-303.

28 (b) This section does not apply to:

1 (1) an employee of or a person authorized by an electric company; and

2 (2) supervision and control of an electric company and its material,
3 equipment, or facilities by the [municipal corporation] POLITICAL SUBDIVISION
4 within which the electric company is doing business.

5 7-114.

6 (a) (1) In this section, "revenue officer" means an officer with the duty to
7 collect revenue due to the [State or] STATE, a [county] COUNTY, OR OTHER
8 GOVERNMENTAL ENTITY.

9 (2) "Revenue officer" includes:

10 (i) a clerk;

11 (ii) a notary public;

12 (iii) a register of wills;

13 (iv) a sheriff; and

14 (v) a tax collector.

15 (b) A revenue officer may not willfully detain and neglect to pay money due to
16 the State, a county, or other governmental entity into the Treasury of the State or a
17 county or to another revenue officer authorized to receive the money longer than:

18 (1) 60 days after the date specified by law for the revenue officer to make
19 payment; or

20 (2) 6 months after the date that the money is collected, if the law does
21 not specify a date for the revenue officer to make payment.

22 8-522.

23 (b) (1) A person may not use, sell, or send or deliver to another, with the
24 intent to induce the payment of a claim, a document that:

25 (i) simulates a summons, complaint, or other court process of any
26 kind; or

27 (ii) implies that the person is a part of or associated with a unit of
28 the federal government or a unit of [a State or] THE STATE OR A COUNTY OR
29 municipal government.

30 (2) With intent to induce the payment of a claim, a person may not use a
31 seal, insignia, envelope, or any other form that simulates the seal, insignia, envelope,
32 or form of any governmental unit.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2002.