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

Introduced and read first time: January 18, 2002

Assigned to: Judiciary

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Committee Report: Favorable

House action: Adopted

Read second time: February 12, 2002

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CHAPTER \_\_\_\_\_

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)

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

3 **Article - Criminal Law**

4 6-303.

5 (b) This section does not apply to:

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

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

10 7-114.

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

14 (2) "Revenue officer" includes:

15 (i) a clerk;

16 (ii) a notary public;

17 (iii) a register of wills;

18 (iv) a sheriff; and

19 (v) a tax collector.

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

23 (1) 60 days after the date specified by law for the revenue officer to make  
24 payment; or

25 (2) 6 months after the date that the money is collected, if the law does  
26 not specify a date for the revenue officer to make payment.

27 8-522.

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

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

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

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

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