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By: **Delegates Giannetti and Vallario**

Introduced and read first time: January 31, 2002

Assigned to: Judiciary

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A BILL ENTITLED

1 AN ACT concerning

2                                   **Criminal Procedure - Counterfeiting, Forgery, and Credit Card Offenses -**  
3                                   **Concurrent Jurisdiction of Trial Courts**

4 FOR the purpose of providing that the District Court has jurisdiction that is  
5 concurrent with a circuit court in criminal cases involving counterfeiting,  
6 forgery, and certain credit card crimes under certain circumstances; and  
7 generally relating to the criminal jurisdiction of the District Court and circuit  
8 courts.

9 BY repealing and reenacting, with amendments,  
10 Article - Courts and Judicial Proceedings  
11 Section 4-301(b)(8) and (11)  
12 Annotated Code of Maryland  
13 (1998 Replacement Volume and 2001 Supplement)

14 BY repealing and reenacting, without amendments,  
15 Article - Courts and Judicial Proceedings  
16 Section 4-302(a) and (d)(1)  
17 Annotated Code of Maryland  
18 (1998 Replacement Volume and 2001 Supplement)

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

21                                   **Article - Courts and Judicial Proceedings**

22 4-301.

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

26 (8) [Violation of Article 27, § 44 of the Code] FORGERY OR VIOLATION OF  
27 TITLE 8, SUBTITLE 6 OF THE CRIMINAL LAW ARTICLE, WHETHER A FELONY OR  
28 MISDEMEANOR;

1 (11) Violation of § 14-1402 OR § 14-1403 of the Commercial Law Article;  
2 4-302.

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

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

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

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

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