
By: **Delegates Gaines and Vallario (State Commission on Criminal Sentencing Policy)**

Introduced and read first time: February 7, 2002

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Commission on Criminal Sentencing Policy - Members - Lobbyist**
3 **Registration**

4 FOR the purpose of providing that a regulated lobbyist who is a member of the
5 Commission on Criminal Sentencing Policy is not required to terminate the
6 lobbyist registration; and generally relating to members of the Commission on
7 Criminal Sentencing Policy.

8 BY repealing and reenacting, with amendments,
9 Article - Criminal Procedure
10 Section 6-204
11 Annotated Code of Maryland
12 (2001 Volume)

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

15 **Article - Criminal Procedure**

16 6-204.

17 (a) The Commission consists of the following 19 members:

18 (1) a chairman, appointed by the Governor;

19 (2) (i) the Chief Judge of the Court of Appeals; or

20 (ii) a judge or former judge of the Court of Appeals or the Court of
21 Special Appeals designated by the Chief Judge of the Court of Appeals;

22 (3) one circuit court judge, appointed by the Chief Judge of the Court of
23 Appeals;

24 (4) one District Court judge, appointed by the Chief Judge of the Court of
25 Appeals;

- 1 (5) the Attorney General or the Attorney General's designee;
- 2 (6) one State's Attorney who is recommended by the President of the
3 Maryland State's Attorneys Association, appointed by the Governor;
- 4 (7) the Public Defender or the Public Defender's designee;
- 5 (8) a criminal defense attorney who is recommended by the President of
6 the Maryland Criminal Defense Attorneys Association, appointed by the Governor;
- 7 (9) two members of the State Senate, including at least one member of
8 the Senate Judicial Proceedings Committee, appointed by the President of the Senate;
- 9 (10) two members of the House of Delegates, including at least one
10 member of the House Judiciary Committee, appointed by the Speaker of the House;
- 11 (11) the Secretary of the Department or the Secretary's designee;
- 12 (12) one representative from a victims' advocacy group, appointed by the
13 Governor;
- 14 (13) one representative from law enforcement, appointed by the Governor;
- 15 (14) one member with a background in criminal justice or corrections
16 policy who is a recognized expert in the field and who is appointed by the Governor;
- 17 (15) one representative of local correctional facilities, appointed by the
18 Governor; and
- 19 (16) two representatives of the public, appointed by the Governor.
- 20 (b) (1) The term of an appointed member is 4 years.
- 21 (2) The terms of the appointed members are staggered as required by the
22 terms provided for members of the Commission on October 1, 2001.
- 23 (3) At the end of a term, an appointed member continues to serve until a
24 successor is appointed and qualifies.
- 25 (4) A member who is appointed after a term has begun serves only for
26 the rest of the term and until a successor is appointed and qualifies.

27 (C) NOTWITHSTANDING § 15-703(F)(3)(I) OF THE STATE GOVERNMENT
28 ARTICLE, A MEMBER OF THE COMMISSION WHO IS A REGULATED LOBBYIST IS NOT
29 REQUIRED TO TERMINATE THE MEMBER'S REGISTRATION AS A LOBBYIST.

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