
By: **Delegate Dembrow**
Introduced and read first time: February 8, 2002
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure - Probation After Judgment - Extension**

3 FOR the purpose of authorizing a court to order an extension of probation after
4 judgment to not more than a certain limit if the defendant has been convicted of
5 certain crimes; and generally relating to probation after judgment.

6 BY repealing and reenacting, with amendments,
7 Article - Criminal Procedure
8 Section 6-222
9 Annotated Code of Maryland
10 (2001 Volume)

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

13 **Article - Criminal Procedure**

14 6-222.

15 (a) A circuit court or the District Court may:

16 (1) impose a sentence for a specified time and provide that a lesser time
17 be served in confinement;

18 (2) suspend the remainder of the sentence; and

19 (3) order probation for a time longer than the sentence but not longer
20 than:

21 (i) 5 years if the probation is ordered by a circuit court; or

22 (ii) 3 years if the probation is ordered by the District Court.

23 (b) The court may extend the probation beyond the time allowed under
24 subsection (a) of this section if:

1 (1) the defendant consents in writing; and

2 (2) the extension is only for making restitution.

3 (C) THE COURT MAY EXTEND THE PROBATION BEYOND THE TIME ALLOWED
4 UNDER SUBSECTION (A) OF THIS SECTION TO NOT MORE THAN THE SAME NUMBER
5 OF YEARS AS THE MAXIMUM PERIOD OF CONFINEMENT AUTHORIZED FOR THE
6 CRIME, IF THE DEFENDANT HAS BEEN CONVICTED OF:

7 (1) SEXUAL ABUSE OF A MINOR UNDER § 3-601 OF THE CRIMINAL LAW
8 ARTICLE; OR

9 (2) RAPE OR OTHER SEXUAL CRIME INVOLVING A MINOR UNDER §§ 3-303
10 THROUGH 3-307 OF THE CRIMINAL LAW ARTICLE.

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