

HOUSE BILL 1143

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HB 1350/01 - JUD

2002 Regular Session
2r1434

By: **Delegates O'Donnell, Amedori, Barkley, Bartlett, Boutin, Burns, Cole, Dembrow, Doory, Edwards, Elliott, Getty, Giannetti, Greenip, Grosfeld, Hutchins, Kach, Klausmeier, Klima, Leopold, Menes, Mitchell, Montague, Parrott, Petzold, Ports, Redmer, Rzepkowski, Schisler, Stocksdale, Valderrama, Vallario, and Zirkin**

Introduced and read first time: February 8, 2002
Assigned to: Judiciary

Committee Report: Favorable
House action: Adopted
Read second time: March 23, 2002

CHAPTER _____

1 AN ACT concerning

2 **State Commission on Criminal Sentencing Policy - Annual Report**

3 FOR the purpose of requiring the annual report of the State Commission on Criminal
4 Sentencing Policy to include information on certain sentences altered as a result
5 of a reconsideration of sentence; requiring the report to categorize information
6 on the number of reconsiderations of sentence granted by crime and judicial
7 circuit; and generally relating to the annual report of the State Commission on
8 Criminal Sentencing Policy.

9 BY repealing and reenacting, with amendments,
10 Article - Criminal Procedure
11 Section 6-209
12 Annotated Code of Maryland
13 (2001 Volume)

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

1

Article - Criminal Procedure

2 6-209.

3 (a) The Commission shall review annually sentencing policy and practice and,
4 on or before December 1 of each year, report to the General Assembly in accordance
5 with § 2-1246 of the State Government Article.

6 (b) (1) The report shall:

7 (i) include any changes to the sentencing guidelines made during
8 the preceding year; [and]

9 (ii) review judicial compliance with the sentencing guidelines,
10 including compliance by crime and by judicial circuit;

11 (III) REVIEW REDUCTIONS OR INCREASES IN ORIGINAL SENTENCES
12 THAT HAVE OCCURRED BECAUSE OF RECONSIDERATIONS OF SENTENCES IMPOSED
13 UNDER § 14-101 OF THE CRIMINAL LAW ARTICLE; AND

14 (IV) CATEGORIZE INFORMATION ON THE NUMBER OF
15 RECONSIDERATIONS OF SENTENCES BY CRIMES AS LISTED IN § 14-101(A) OF THE
16 CRIMINAL LAW ARTICLE AND BY JUDICIAL CIRCUIT.

17 (2) The Commission shall consider a sentence to a corrections options
18 program to be within the sentencing guidelines if the sentence falls within a
19 corrections options zone shown on the matrix.

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