

**SB0214/618979/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 214

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “of Contraband”; strike beginning with “to” in line 4 down through “device” in line 5; in line 6, after “official;” insert “prohibiting a person from knowingly possessing certain contraband to effect an escape, a weapon, or a telecommunication device in a certain place of confinement; prohibiting a person from knowingly receiving or possessing an alcoholic beverage or a controlled dangerous substance in a certain place of confinement; prohibiting a person from delivering a telecommunication device to a certain person in a certain place of confinement;”; in line 8, strike “contraband” and substitute “certain items”; strike beginning with “9-411,” in line 11 down through “9-416” in line 12 and substitute “and 9-411”; in line 17, strike “and 9-412” and substitute “, 9-412, 9-413, 9-414, 9-415, 9-416, and 9-417”; and in line 22, after “9-410(g)” insert “and 9-417”.

AMENDMENT NO. 2

On page 3, strike beginning with “TO” in line 25 down through “DEVICE” in line 27.

On page 4, in line 13, after “receive” insert “OR KNOWINGLY POSSESS”; and in line 25, after “receive” insert “OR KNOWINGLY POSSESS”.

On page 5, after line 7, insert:

**“(C) A PERSON DETAINED OR CONFINED IN A PLACE OF CONFINEMENT MAY NOT RECEIVE OR KNOWINGLY POSSESS AN ALCOHOLIC BEVERAGE.”;**

in line 8, strike “(c)” and substitute “**(D)**”; after line 16, insert:

(Over)

“(B) A PERSON DETAINED OR CONFINED IN A PLACE OF CONFINEMENT MAY NOT RECEIVE OR KNOWINGLY POSSESS A CONTROLLED DANGEROUS SUBSTANCE.”;

in line 17, strike “(b)” and substitute “(C)”; and after line 19, insert:

**“9-417.**

**(A) A PERSON MAY NOT DELIVER A TELECOMMUNICATION DEVICE TO A PERSON DETAINED OR CONFINED IN A PLACE OF CONFINEMENT WITH SIGNS POSTED INDICATING THAT SUCH CONDUCT IS PROHIBITED.**

**(B) A PERSON DETAINED OR CONFINED IN A PLACE OF CONFINEMENT MAY NOT RECEIVE OR KNOWINGLY POSSESS A TELECOMMUNICATION DEVICE.**

**(C) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO:**

**(1) FOR A FIRST OFFENSE, IMPRISONMENT NOT EXCEEDING 90 DAYS OR A FINE NOT EXCEEDING \$500 OR BOTH; AND**

**(2) FOR A SECOND OR SUBSEQUENT OFFENSE, IMPRISONMENT NOT EXCEEDING 1 YEAR OR A FINE NOT EXCEEDING \$1,000 OR BOTH.**

**[9-417.] 9-418.**

A sentence imposed under this part may be separate from and consecutive to or concurrent with a sentence for any crime based on the act establishing the crime under this part.”.