HOUSE BILL 1545

E4 9lr0105

By: **Chair, Judiciary Committee (By Request – Departmental – Public Safety and Correctional Services)**
Introduced and read first time: March 9, 2009
Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Correctional Services – Power of the Director of the Division of Parole and**
3 **Probation – Authorization to Execute Warrants**

4 FOR the purpose of adding to the powers of the Director of the Division of Parole and
5   Probation the power to authorize certain employees of the Division to execute
6   warrants for the arrest of probationers for whom a warrant is issued for an
7   alleged violation of probation; and generally relating to the power of the
8   Director of the Division of Parole and Probation.

9 BY repealing and reenacting, with amendments,
10   Article – Correctional Services
11   Section 6–106
12   Annotated Code of Maryland
13   (2008 Replacement Volume and 2008 Supplement)

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

Article – Correctional Services

17 6–106.

18   (a)   The Director may authorize parole and probation employees of the
19 Division to:

20   (1)   execute warrants for the retaking of offenders;

21   **(2)   EXECUTE WARRANTS FOR THE ARREST OF PROBATIONERS**
22 **FOR WHOM A WARRANT IS ISSUED FOR AN ALLEGED VIOLATION OF PROBATION;**

EXPLANATION: **CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**
   [Brackets] indicate matter deleted from existing law.

1 　　　　　　**[**(2)**] (3)**　　obtain and execute search warrants as authorized under §
2 6–109 of this subtitle; and

3 　　　　　　**[**(3)**] (4)**　　arrest offenders in the program as authorized under § 2–207
4 of the Criminal Procedure Article.

5 　　　(b)　　A parole and probation employee who is authorized to make arrests
6 under this section shall:

7 　　　　　　(1)　　meet the minimum qualifications required by the Maryland Police
8 Training Commission; and

9 　　　　　　(2)　　complete satisfactorily the training prescribed by the Maryland
10 Police Training Commission.

11 　　　SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2009.