

SB0560/193721/2

BY: Senator Zirkin

AMENDMENTS TO SENATE BILL 560
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “within” in line 5 down through “period” in line 6 and substitute “by marking a certain check-off box provided on the citation”; in line 7, after “notice,” insert “requiring a police officer who issues a certain traffic citation to give a certain explanation to the person to whom the citation is issued; requiring the District Court to schedule a certain trial date requested in a certain manner;”; after line 8, insert:

“BY renumbering

Article - Transportation

Section 26-201(d) and (e), respectively

to be Section 26-201(e) and (f), respectively

Annotated Code of Maryland

(2009 Replacement Volume and 2009 Supplement)”;

after line 13, insert:

“BY adding to

Article – Transportation

Section 26-201(d)

Annotated Code of Maryland

(2009 Replacement Volume and 2009 Supplement)”;

and in line 15, strike “the Laws of Maryland read as follows:” and substitute “Section(s) 26-201(d) and (e), respectively, of Article - Transportation of the Annotated Code of Maryland be renumbered to be Section(s) 26-201(e) and (f), respectively.”

(Over)

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

AMENDMENT NO. 2

On page 2, in line 4, strike “**REQUEST**” and substitute “**SUBJECT TO SUBSECTION (D) OF THIS SECTION, REQUEST**”; strike beginning with “**WITHIN**” in line 4 down through “**CITATION**” in line 5 and substitute “**BY MAKING AN APPROPRIATE MARK IN A CHECK-OFF BOX CLEARLY AND CONSPICUOUSLY PROVIDED ON THE CITATION NEAR THE ACKNOWLEDGEMENT**”; after line 25, insert:

“(D) (1) THE POLICE OFFICER WHO ISSUES A TRAFFIC CITATION UNDER THIS SECTION SHALL EXPLAIN TO THE PERSON TO WHOM THE CITATION IS ISSUED:

(I) THE NEED TO INDICATE IN THE CHECK-OFF BOX DESCRIBED IN SUBSECTION (C)(1)(III) OF THIS SECTION THAT THE PERSON IS REQUESTING A TRIAL DATE; AND

(II) THE CONSEQUENCES OF FAILING TO INDICATE IN THE CHECK-OFF BOX THAT THE PERSON IS REQUESTING A TRIAL.

(2) IF A PERSON INDICATES IN THE CHECK-OFF BOX DESCRIBED IN SUBSECTION (C)(1)(III) OF THIS SECTION THAT THE PERSON IS REQUESTING A TRIAL DATE, THE DISTRICT COURT SHALL SCHEDULE A TRIAL DATE.

(3) IF A PERSON DOES NOT INDICATE IN THE CHECK-OFF BOX DESCRIBED IN SUBSECTION (C)(1)(III) OF THIS SECTION THAT THE PERSON IS REQUESTING A TRIAL DATE, THE DISTRICT COURT MAY NOT SCHEDULE A TRIAL

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DATE UNLESS, WITHIN 30 DAYS FROM THE DATE OF THE CITATION, THE PERSON FILES A MOTION WITH THE COURT REQUESTING A TRIAL DATE.”;

and in line 26, strike “2.” and substitute “3.”.