

**SB0560/442316/1**

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 560  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “periods;” insert “establishing requirements for certain copies of a citation form;”; and in the same line, after “changes;” insert “declaring the intent of the General Assembly; providing for the effective dates of this Act;”.

AMENDMENT NO. 2

On page 1, in line 17, after “26-201(c)” insert “, (d), and (e)”; and after line 19, insert:

“BY adding to

Article - Transportation

Section 26-201(d)

Annotated Code of Maryland

(2009 Replacement Volume and 2009 Supplement)”.

AMENDMENT NO. 3

On page 2, in line 7, strike “AT LEAST 14 POINT”.

AMENDMENT NO. 4

On page 3, after line 10, insert:

“**(D) IF A CITATION IS MARKED “YOU HAVE THE RIGHT TO STAND TRIAL”:**

**(1) THE FORM OF THE DEFENDANT’S COPY OF THE CITATION SHALL INCLUDE IN BOLDFACE TYPE A DESCRIPTION OF THE FOLLOWING OPTIONS:**

(Over)

(I) PAYMENT OF THE FINE;

(II) REQUEST A TRIAL; AND

(III) REQUEST A “GUILTY WITH AN EXPLANATION” HEARING REGARDING SENTENCING AND DISPOSITION IN LIEU OF A TRIAL; AND

(2) THE FORM OF THE “RETURN TO COURT” COPY OF THE CITATION SHALL INCLUDE IN BOLDFACE TYPE A CHECK-OFF BOX FOR EACH OF THE OPTIONS DESCRIBED IN ITEM (1) OF THIS SUBSECTION.

[(d)] (E) A police officer who discovers a vehicle stopped, standing, or parked in violation of § 21–1003 or § 21–1010 of this article shall:

(1) Deliver a copy of a citation to the driver or, if the vehicle is unattended, attach a copy of a citation to the vehicle in a conspicuous place; and

(2) Keep a written or electronic copy of the citation, bearing the police officer’s certification under penalty of perjury that the facts stated in the citation are true.

[(e)] (F) (1) A police officer who discovers a motor vehicle parked in violation of § 13–402 of this article shall:

(i) Deliver a copy of a citation to the driver or, if the motor vehicle is unattended, attach a copy of a citation to the motor vehicle in a conspicuous place; and

(ii) Keep a written or electronic copy of the citation, bearing the law enforcement officer's certification under penalty of perjury that the facts stated in the citation are true.

(2) In the absence of the driver, the owner of the motor vehicle is presumed to be the person receiving the copy of a citation or warning."

AMENDMENT NO. 5

On page 5, strike in their entirety lines 11 and 12 and substitute:

"SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that funding of up to \$250,000 be provided to the Judicial Branch in fiscal 2011 by the Governor's Office of Crime Control and Prevention to the Administrative Office of the Courts for computer programming changes to the case management system and written and electronic citations.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall take effect January 1, 2011.

SECTION 4. AND BE IT FURTHER ENACTED, That, subject to Section 3 of this Act, this Act shall take effect July 1, 2010."