

**HB0599/782019/2**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 599

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “for” and substitute “in a State or local correctional facility for committing”; in line 5, strike “minor” and substitute “victim who is a child under a certain age”; in line 6, strike “minor” and substitute “victim who is a child under a certain age; providing for the construction of a certain provision of this Act; providing for the application of this Act; and generally relating to diminution credits”; and in line 9, after “3-702” insert “and 11-502”.

AMENDMENT NO. 2

On page 1, strike beginning with “TITLE” in line 21 down through “MINOR” in line 22 and substitute “§ 3-307 OF THE CRIMINAL LAW ARTICLE INVOLVING A VICTIM WHO IS A CHILD UNDER THE AGE OF 16 YEARS”.

On page 2, strike beginning with “TITLE” in line 2 down through “MINOR.” in line 3 and substitute “§ 3-307 OF THE CRIMINAL LAW ARTICLE INVOLVING A VICTIM WHO IS A CHILD UNDER THE AGE OF 16 YEARS.”

11-502.

**(A)** [An] EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, AN inmate who has been sentenced to a term of imprisonment shall be allowed deductions from the inmate’s term of confinement as provided under this subtitle for any period of presentence or postsentence confinement in a local correctional facility.

**(B)** **(1)** AN INMATE WHO IS SERVING A SENTENCE FOR A VIOLATION OF § 3-307 OF THE CRIMINAL LAW ARTICLE INVOLVING A VICTIM WHO IS A CHILD UNDER THE AGE OF 16 YEARS, WHO HAS PREVIOUSLY BEEN CONVICTED

(Over)

OF VIOLATING § 3-307 OF THE CRIMINAL LAW ARTICLE INVOLVING A VICTIM WHO IS A CHILD UNDER THE AGE OF 16 YEARS, MAY NOT BE ALLOWED DEDUCTIONS FROM THE INMATE'S TERM OF CONFINEMENT AS PROVIDED UNDER THIS SUBTITLE FOR ANY PERIOD OF PRESENTENCE OR POSTSENTENCE CONFINEMENT IN A LOCAL CORRECTIONAL FACILITY.

(2) THIS SUBSECTION MAY NOT BE CONSTRUED TO REQUIRE AN INMATE TO SERVE A LONGER SENTENCE OF CONFINEMENT THAN IS AUTHORIZED BY THE STATUTE UNDER WHICH THE INMATE WAS CONVICTED.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any offense committed before the effective date of this Act.”;

and in line 4, strike “2.” and substitute “3.”.