

HOUSE BILL 1023

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0lr1017
CF SB 109

By: **Chair, Judiciary Committee (By Request - Maryland Judicial Conference)**

Introduced and read first time: February 15, 2010

Assigned to: Judiciary

Committee Report: Favorable

House action: Adopted

Read second time: March 9, 2010

CHAPTER _____

1 AN ACT concerning

2 **Criminal Procedure - Expiration Date of Sentences - Repeal**

3 FOR the purpose of repealing the requirement that a court sentence a defendant for a
4 period of imprisonment that will expire between certain dates under certain
5 circumstances; repealing a provision authorizing a court to sentence a
6 defendant to a certain period of imprisonment that is less than the minimum
7 punishment required under certain circumstances; and generally relating to
8 criminal procedure and sentencing.

9 BY repealing

10 Article - Criminal Procedure

11 Section 6-227

12 Annotated Code of Maryland

13 (2008 Replacement Volume and 2009 Supplement)

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

16 **Article - Criminal Procedure**

17 **[6-227.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (a) In sentencing a defendant to imprisonment, a court shall sentence the
2 defendant for a period that will expire between the first day of April and the last day
3 of August if the court considers it expedient to do so.

4 (b) In sentencing a defendant to imprisonment in compliance with subsection
5 (a) of this section, a court may sentence the defendant to imprisonment for not less
6 than 18 months if the punishment required for the crime is at least 2 years.]

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2010.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.