

# HOUSE BILL 119

E2, E4

2lr1027

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By: **Delegates McDermott, Anderson, Clippinger, Conaway, Hough, McComas, Mitchell, Smigiel, ~~and Waldstreicher~~ Waldstreicher, Jameson, Murphy, and Wilson**

Introduced and read first time: January 20, 2012

Assigned to: Judiciary

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Committee Report: Favorable with amendments

House action: Adopted with floor amendments

Read second time: March 1, 2012

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Criminal Procedure – Misdemeanors and Local Ordinance Violations –**  
3 **Citations and Study**

4 FOR the purpose of requiring a police officer to charge a person by citation for certain  
5 misdemeanors and local ordinance violations; expanding the authority of a  
6 police officer to charge a person by citation to include ~~any misdemeanor, except~~  
7 ~~certain crimes of violence; defining a certain term~~ certain misdemeanors and  
8 local ordinance violations; establishing that a police officer may charge a  
9 defendant by citation only under certain circumstances; providing that, under  
10 certain circumstances, an officer who has grounds to make a warrantless arrest  
11 may ~~release a defendant from custody by issuing a citation~~ issue a citation in  
12 lieu of making the arrest or make the arrest and subsequently issue a citation  
13 in lieu of continued custody; requiring certain law enforcement officers to record  
14 certain information pertaining to the issuance of certain citations; ~~requiring~~  
15 ~~certain law enforcement agencies to report certain information to the Maryland~~  
16 ~~Justice Analysis Center (MJAC); requiring the Police Training Commission to~~  
17 ~~develop a certain format and guidelines and a standardized format for the~~  
18 ~~reporting of certain data; requiring the Police Training Commission to develop a~~  
19 ~~certain model policy~~ requiring the Police Training Commission and the  
20 Maryland Statistical Analysis Center (MJAC), in consultation with the  
21 Administrative Office of the Courts, to develop a certain format for the  
22 recording of certain data and to develop certain procedures relating to the  
23 compilation and submission of certain data on or before a certain date; requiring

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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 the Police Training Commission to develop certain guidelines for certain data  
 2 collection and a certain model policy relating to citations; requiring the MJAC to  
 3 analyze certain data based on a methodology developed in conjunction with the  
 4 Police Training Commission; requiring the MJAC to make certain reports to the  
 5 General Assembly, the Governor, and law enforcement agencies; requiring law  
 6 enforcement agencies to adopt certain policies regarding the issuance of certain  
 7 citations; providing for the phasing in of certain requirements; ~~requiring the~~  
 8 ~~MJAC to report to the Police Training Commission law enforcement agencies~~  
 9 ~~that fail to comply with certain reporting requirements; requiring certain~~  
 10 ~~actions following a report on the failure of a law enforcement agency to comply;~~  
 11 defining certain terms; providing for the termination of certain provisions of  
 12 this Act; and generally relating to ~~misdemeanors and~~ citations.

13 BY repealing and reenacting, with amendments,  
 14 Article – Criminal Procedure  
 15 Section ~~4-101(a) and (e)~~ 4-101(c)  
 16 Annotated Code of Maryland  
 17 (2008 Replacement Volume and 2011 Supplement)

18 BY repealing and reenacting, without amendments,  
 19 Article – Criminal Procedure  
 20 Section ~~4-101(e)(2)~~ 4-101(a) and (e)(2)  
 21 Annotated Code of Maryland  
 22 (2008 Replacement Volume and 2011 Supplement)

~~23 BY repealing and reenacting, without amendments,  
 24 Article – Criminal Law  
 25 Section ~~4-101(a)~~  
 26 Annotated Code of Maryland  
 27 (2002 Volume and 2011 Supplement)~~

28 BY adding to  
 29 Article – Criminal Procedure  
 30 Section 4-101.1  
 31 Annotated Code of Maryland  
 32 (2008 Replacement Volume and 2011 Supplement)

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

35 **Article – Criminal Procedure**

36 4-101.

37 (a) (1) In this section the following words have the meanings indicated.

1 (2) (i) "Citation" means a written charging document that a police  
2 officer or fire marshal issues to a defendant, alleging the defendant has committed a  
3 crime.

4 (ii) "Citation" does not include an indictment, information, or  
5 statement of charges.

6 ~~(3) "CRIME OF VIOLENCE" HAS THE MEANING STATED IN~~  
7 ~~§ 14-101 OF THE CRIMINAL LAW ARTICLE.~~

8 ~~{(3)}~~ (4) "Fire marshal" means:

9 (i) the State Fire Marshal;

10 (ii) a deputy State fire marshal; or

11 (iii) as designated under § 6-304 of the Public Safety Article:

12 1. an assistant State fire marshal; or

13 2. a special assistant State fire marshal.

14 ~~{(4)}~~ (5) "Police officer" has the meaning stated in § 2-101 of this  
15 article.

16 (c) (1) Subject to paragraph ~~(2)~~ (3) of this subsection, in addition to any  
17 other law allowing a crime to be charged by citation, a police officer ~~may issue a~~  
18 SHALL CHARGE BY citation for:

19 (i) ~~sale of an alcoholic beverage to an underage drinker or~~  
20 ~~intoxicated person under Article 2B, § 12-108 of the Code;~~

21 (ii) ~~malicious destruction of property under § 6-301 of the~~  
22 ~~Criminal Law Article, if the amount of damage to the property is less than \$500;~~

23 (iii) ~~disturbing the peace or disorderly conduct under § 10-201 of~~  
24 ~~the Criminal Law Article; or~~

25 (iv) ~~misdemeanor theft under § 7-104(g)(2) or (3) of the Criminal~~  
26 ~~Law Article] ANY MISDEMEANOR, EXCEPT A CRIME OF VIOLENCE ANY~~  
27 MISDEMEANOR OR LOCAL ORDINANCE VIOLATION THAT DOES NOT CARRY A  
28 PENALTY OF IMPRISONMENT; OR

29 (II) ANY MISDEMEANOR OR LOCAL ORDINANCE VIOLATION  
30 FOR WHICH THE MAXIMUM PENALTY OF IMPRISONMENT IS 90 DAYS OR LESS,  
31 EXCEPT:

1                   **1. FAILURE TO COMPLY WITH A PEACE ORDER**  
2 **UNDER § 3-1508 OF THE COURTS ARTICLE;**

3                   **2. VIOLATION OF A CONDITION OF PRETRIAL OR**  
4 **POSTTRIAL RELEASE WHILE CHARGED WITH A SEXUAL CRIME AGAINST A MINOR**  
5 **UNDER § 5-213.1 OF THIS ARTICLE;**

6                   **3. POSSESSION OF AN ELECTRONIC CONTROL**  
7 **DEVICE AFTER CONVICTION OF A DRUG FELONY OR CRIME OF VIOLENCE UNDER**  
8 **§ 4-109(B) OF THE CRIMINAL LAW ARTICLE;**

9                   **4. VIOLATION OF AN OUT-OF-STATE DOMESTIC**  
10 **VIOLENCE ORDER UNDER § 4-508.1 OF THE FAMILY LAW ARTICLE;**

11                   **5. VIOLATION OF AN INTERIM, TEMPORARY, OR**  
12 **FINAL PROTECTIVE ORDER UNDER § 4-509 OF THE FAMILY LAW ARTICLE; OR**

13                   **6. ABUSE OR NEGLECT OF AN ANIMAL UNDER §**  
14 **10-604 OF THE CRIMINAL LAW ARTICLE; OR**

15                   **(III) POSSESSION OF MARIJUANA UNDER § 5-601 OF THE**  
16 **CRIMINAL LAW ARTICLE IF THE QUANTITY IS LESS THAN 14 GRAMS.**

17                   **(2) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, IN**  
18 **ADDITION TO ANY OTHER LAW ALLOWING A CRIME TO BE CHARGED BY**  
19 **CITATION, A POLICE OFFICER MAY CHARGE BY CITATION FOR A MISDEMEANOR**  
20 **OR LOCAL ORDINANCE VIOLATION FOR WHICH THE MAXIMUM PENALTY OF**  
21 **IMPRISONMENT IS 3 YEARS OR LESS, EXCEPT:**

22                   **(I) FAILURE TO COMPLY WITH A PEACE ORDER UNDER §**  
23 **3-1508 OF THE COURTS ARTICLE;**

24                   **(II) FAILURE TO SURRENDER FOLLOWING FORFEITURE OF**  
25 **BAIL OR RECOGNIZANCE UNDER § 5-211(B)(2) OF THIS ARTICLE;**

26                   **(III) VIOLATION OF A CONDITION OF PRETRIAL OR**  
27 **POSTTRIAL RELEASE WHILE CHARGED WITH A SEXUAL CRIME AGAINST A MINOR**  
28 **UNDER § 5-213.1 OF THIS ARTICLE;**

29                   **(IV) SEX OFFENDER REGISTRY VIOLATIONS UNDER §**  
30 **11-721(B)(1) OF THIS ARTICLE;**

1                   **(V) CRIMINALLY NEGLIGENT MANSLAUGHTER BY VEHICLE**  
2 **OR VESSEL UNDER § 2-210 OF THE CRIMINAL LAW ARTICLE;**

3                   **(VI) LIFE-THREATENING INJURY BY MOTOR VEHICLE OR**  
4 **VESSEL WHILE UNDER THE INFLUENCE AND RELATED CRIMES UNDER § 3-211**  
5 **OF THE CRIMINAL LAW ARTICLE;**

6                   **(VII) FOURTH DEGREE SEXUAL OFFENSE UNDER § 3-308 OF**  
7 **THE CRIMINAL LAW ARTICLE;**

8                   **(VIII) SEXUAL CONDUCT BETWEEN CORRECTIONAL OR**  
9 **DEPARTMENT OF JUVENILE SERVICES EMPLOYEE AND INMATE OR CONFINED**  
10 **CHILD UNDER § 3-314 OF THE CRIMINAL LAW ARTICLE;**

11                   **(IX) THREATENING TO INJURE, KIDNAP, OR KILL A STATE**  
12 **OFFICIAL UNDER § 3-708 OF THE CRIMINAL LAW ARTICLE;**

13                   **(X) VISUAL SURVEILLANCE WITH PRURIENT INTENT UNDER**  
14 **§ 3-902 OF THE CRIMINAL LAW ARTICLE;**

15                   **(XI) SURREPTITIOUS CAMERA SURVEILLANCE IN PRIVATE**  
16 **RESIDENCE UNDER § 3-903 OF THE CRIMINAL LAW ARTICLE;**

17                   **(XII) WEARING OR CARRYING A DANGEROUS WEAPON UNDER**  
18 **§ 4-101 OF THE CRIMINAL LAW ARTICLE;**

19                   **(XIII) POSSESSION OF AN ELECTRONIC CONTROL DEVICE**  
20 **AFTER CONVICTION OF A DRUG FELONY OR CRIME OF VIOLENCE UNDER §**  
21 **4-109(B) OF THE CRIMINAL LAW ARTICLE;**

22                   **(XIV) WEARING, CARRYING, OR TRANSPORTING A HANDGUN**  
23 **UNDER § 4-203 OF THE CRIMINAL LAW ARTICLE;**

24                   **(XV) ASSAULT PISTOL VIOLATIONS UNDER § 4-303 OF THE**  
25 **CRIMINAL LAW ARTICLE;**

26                   **(XVI) CONTROLLED DANGEROUS SUBSTANCE**  
27 **ADMINISTRATION IN CONJUNCTION WITH A VIOLENT CRIME OR SEX OFFENSE**  
28 **UNDER § 5-624 OF THE CRIMINAL LAW ARTICLE;**

29                   **(XVII) SALE OF DRUG DIFFERENT FROM THAT ORDERED**  
30 **UNDER § 5-702 OF THE CRIMINAL LAW ARTICLE;**

1                    (XVIII) SECOND DEGREE MALICIOUS BURNING UNDER §  
2 6-105 OF THE CRIMINAL LAW ARTICLE;

3                    (XIX) FOURTH DEGREE BURGLARY UNDER § 6-205 OF THE  
4 CRIMINAL LAW ARTICLE;

5                    (XX) MALICIOUS DESTRUCTION OF PROPERTY VALUED AT  
6 \$500 OR MORE UNDER § 6-301 OF THE CRIMINAL LAW ARTICLE;

7                    (XXI) THROWING OBJECT AT AN OCCUPIED VEHICLE UNDER §  
8 6-302 OF THE CRIMINAL LAW ARTICLE;

9                    (XXII) COUNTERFEITING A PRESCRIPTION UNDER § 8-610 OF  
10 THE CRIMINAL LAW ARTICLE;

11                    (XXIII) SECOND DEGREE ESCAPE UNDER § 9-405 OF THE  
12 CRIMINAL LAW ARTICLE;

13                    (XXIV) SELLING OR EXHIBITING SEXUAL DISPLAYS TO A  
14 MINOR UNDER § 11-102, § 11-103, OR § 11-104 OF THE CRIMINAL LAW  
15 ARTICLE;

16                    (XXV) DISPLAYING OR ALLOWING A SEXUAL DISPLAY FOR  
17 ADVERTISING PURPOSES UNDER § 11-105 OF THE CRIMINAL LAW ARTICLE;

18                    (XXVI) OBSCENE MATTER VIOLATIONS UNDER § 11-202, §  
19 11-203, § 11-204, § 11-205, OR § 11-206 OF THE CRIMINAL LAW ARTICLE;

20                    (XXVII) HIRING A MINOR FOR A PROHIBITED PURPOSE  
21 RELATING TO OBSCENE MATTER UNDER § 11-209 OF THE CRIMINAL LAW  
22 ARTICLE;

23                    (XXVIII) VIOLATION OF AN OUT-OF-STATE DOMESTIC  
24 VIOLENCE ORDER UNDER § 4-508.1 OF THE FAMILY LAW ARTICLE;

25                    (XXIX) VIOLATION OF AN INTERIM, TEMPORARY, OR  
26 FINAL PROTECTIVE ORDER UNDER § 4-509 OF THE FAMILY LAW ARTICLE;

27                    (XXX) DESERTION OF A MINOR CHILD UNDER § 10-203 OR §  
28 10-219 OF THE FAMILY LAW ARTICLE; OR

29                    (XXXI) POSSESSION OF A RIFLE OR SHOTGUN BY A  
30 PERSON WITH A MENTAL DISORDER UNDER § 5-205 OF THE PUBLIC SAFETY  
31 ARTICLE.



- 1           ~~(4) manslaughter, except involuntary manslaughter;~~
- 2           ~~(5) mayhem;~~
- 3           ~~(6) maiming, as previously proscribed under former Article 27, §§ 385~~  
4 ~~and 386 of the Code;~~
- 5           ~~(7) murder;~~
- 6           ~~(8) rape;~~
- 7           ~~(9) robbery under § 3-402 or § 3-403 of this article;~~
- 8           ~~(10) carjacking;~~
- 9           ~~(11) armed carjacking;~~
- 10          ~~(12) sexual offense in the first degree;~~
- 11          ~~(13) sexual offense in the second degree;~~
- 12          ~~(14) use of a handgun in the commission of a felony or other crime of~~  
13 ~~violence;~~
- 14          ~~(15) child abuse in the first degree under § 3-601 of this article;~~
- 15          ~~(16) sexual abuse of a minor under § 3-602 of this article if:~~
- 16                   ~~(i) the victim is under the age of 13 years and the offender is an~~  
17 ~~adult at the time of the offense; and~~
- 18                   ~~(ii) the offense involved:~~
- 19                           ~~1. vaginal intercourse, as defined in § 3-301 of this~~  
20 ~~article;~~
- 21                           ~~2. a sexual act, as defined in § 3-301 of this article;~~
- 22                           ~~3. an act in which a part of the offender's body~~  
23 ~~penetrates, however slightly, into the victim's genital opening or anus; or~~
- 24                           ~~4. the intentional touching, not through the clothing, of~~  
25 ~~the victim's or the offender's genital, anal, or other intimate area for sexual arousal,~~  
26 ~~gratification, or abuse;~~
- 27           ~~(17) an attempt to commit any of the crimes described in items (1)~~  
28 ~~through (16) of this subsection;~~



1 ~~(18) continuing course of conduct with a child under § 3-315 of this~~  
2 ~~article;~~

3 ~~(19) assault in the first degree;~~

4 ~~(20) assault with intent to murder;~~

5 ~~(21) assault with intent to rape;~~

6 ~~(22) assault with intent to rob;~~

7 ~~(23) assault with intent to commit a sexual offense in the first degree;~~  
8 ~~and~~

9 ~~(24) assault with intent to commit a sexual offense in the second~~  
10 ~~degree.~~

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

13 Article – Criminal Procedure

14 4-101.1.

15 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE  
16 MEANINGS INDICATED.

17 (2) “LAW ENFORCEMENT AGENCY” MEANS AN AGENCY THAT IS  
18 LISTED IN § 3-101(E) OF THE PUBLIC SAFETY ARTICLE AND THAT, IN  
19 ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION, IS SUBJECT TO THE  
20 PROVISIONS OF THIS SECTION.

21 (3) “LAW ENFORCEMENT OFFICER” MEANS ANY PERSON WHO, IN  
22 AN OFFICIAL CAPACITY, IS AUTHORIZED BY LAW TO MAKE ARRESTS AND WHO IS  
23 AN EMPLOYEE OF A LAW ENFORCEMENT AGENCY THAT IS SUBJECT TO THIS  
24 SECTION.

25 (4) “MARYLAND STATISTICAL ANALYSIS CENTER” MEANS THE  
26 RESEARCH, DEVELOPMENT, AND EVALUATION COMPONENT OF THE  
27 GOVERNOR’S OFFICE OF CRIME CONTROL AND PREVENTION.

28 (5) “POLICE TRAINING COMMISSION” MEANS THE UNIT WITHIN  
29 THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES  
30 ESTABLISHED UNDER § 3-202 OF THE PUBLIC SAFETY ARTICLE.



1           **(3) THE GENDER OF THE OFFENDER;**

2           **(4) THE DATE OF BIRTH OF THE OFFENDER;**

3           **(5) THE STATE AND, IF AVAILABLE, THE COUNTY OF RESIDENCE**  
4 **OF THE OFFENDER; AND**

5           **(6) THE RACE OR ETHNICITY OF THE OFFENDER AS:**

6                   **(I) ASIAN;**

7                   **(II) BLACK;**

8                   **(III) HISPANIC;**

9                   **(IV) WHITE; OR**

10                   **(V) OTHER.**

11           **~~(E) A LAW ENFORCEMENT AGENCY SHALL:~~**

12           **(F) ON OR BEFORE DECEMBER 31, 2012, THE POLICE TRAINING**  
13 **COMMISSION AND THE MARYLAND STATISTICAL ANALYSIS CENTER, IN**  
14 **CONSULTATION WITH THE ADMINISTRATIVE OFFICE OF THE COURTS, SHALL**  
15 **DEVELOP A PROCEDURE FOR:**

16                   **~~(1) COMPILER THE DATA DESCRIBED IN SUBSECTION (D) OF THE~~**  
17 **COMPILATION OF DATA REQUIRED TO BE COLLECTED UNDER THIS SECTION FOR**  
18 **THE CALENDAR YEAR AS A REPORT IN THE FORMAT REQUIRED UNDER**  
19 **SUBSECTION ~~(E)~~(2) (B) OF THIS SECTION; AND**

20                   **(2) ~~SUBMIT~~ THE SUBMISSION OF THE REPORT TO THE MARYLAND**  
21 **STATISTICAL ANALYSIS CENTER NO LATER THAN MARCH 1 OF THE FOLLOWING**  
22 **CALENDAR YEAR BEGINNING ON MARCH 1, 2014.**

23           **~~(F)~~ (G) (1) THE MARYLAND STATISTICAL ANALYSIS CENTER**  
24 **SHALL ANALYZE THE ANNUAL REPORTS ~~OF LAW ENFORCEMENT AGENCIES~~**  
25 **SUBMITTED UNDER SUBSECTION ~~(E)~~ (F) OF THIS SECTION BASED ON A**  
26 **METHODOLOGY DEVELOPED IN CONSULTATION WITH THE POLICE TRAINING**  
27 **COMMISSION.**

28                   **(2) THE MARYLAND STATISTICAL ANALYSIS CENTER SHALL**  
29 **SUBMIT A REPORT OF THE FINDINGS TO THE GOVERNOR, THE GENERAL**  
30 **ASSEMBLY AS PROVIDED IN § 2-1246 OF THE STATE GOVERNMENT ARTICLE,**

1 AND EACH LAW ENFORCEMENT AGENCY BEFORE SEPTEMBER 1 OF EACH YEAR  
2 BEGINNING SEPTEMBER 1, 2014.

3 ~~(G)~~ (H) (1) A LAW ENFORCEMENT AGENCY SHALL ADOPT A POLICY  
4 AGAINST THE ISSUANCE OF A CITATION ON THE BASIS OF RACE THAT IS TO BE  
5 USED AS A MANAGEMENT TOOL TO PROMOTE NONDISCRIMINATORY LAW  
6 ENFORCEMENT AND IN THE TRAINING AND COUNSELING OF ITS OFFICERS.

7 (2) (I) THE POLICY SHALL PROHIBIT THE PRACTICE OF USING  
8 AN INDIVIDUAL'S RACE OR ETHNICITY AS THE SOLE JUSTIFICATION TO ISSUE A  
9 CITATION.

10 (II) THE POLICY SHALL MAKE CLEAR THAT IT MAY NOT BE  
11 CONSTRUED TO ALTER THE AUTHORITY OF A LAW ENFORCEMENT OFFICER TO  
12 MAKE AN ARREST, CONDUCT A SEARCH OR SEIZURE, OR OTHERWISE FULFILL  
13 THE OFFICER'S LAW ENFORCEMENT OBLIGATIONS.

14 (3) THE POLICY SHALL PROVIDE FOR THE LAW ENFORCEMENT  
15 AGENCY TO PERIODICALLY REVIEW DATA COLLECTED ~~BY ITS OFFICERS~~ UNDER  
16 SUBSECTION ~~(D)~~ (E) OF THIS SECTION AND TO REVIEW THE ANNUAL REPORT OF  
17 THE MARYLAND STATISTICAL ANALYSIS CENTER FOR PURPOSES OF  
18 PARAGRAPH (1) OF THIS SUBSECTION.

19 ~~(H) (1) IF A LAW ENFORCEMENT AGENCY FAILS TO COMPLY WITH THE~~  
20 ~~REPORTING PROVISIONS OF THIS SECTION, THE MARYLAND STATISTICAL~~  
21 ~~ANALYSIS CENTER SHALL REPORT THE NONCOMPLIANCE TO THE POLICE~~  
22 ~~TRAINING COMMISSION.~~

23 ~~(2) THE POLICE TRAINING COMMISSION SHALL CONTACT THE~~  
24 ~~LAW ENFORCEMENT AGENCY AND REQUEST THAT THE AGENCY COMPLY WITH~~  
25 ~~THE REQUIRED REPORTING PROVISIONS.~~

26 ~~(3) IF THE LAW ENFORCEMENT AGENCY FAILS TO COMPLY WITH~~  
27 ~~THE REQUIRED REPORTING PROVISIONS WITHIN 30 DAYS AFTER BEING~~  
28 ~~CONTACTED BY THE POLICE TRAINING COMMISSION, THE MARYLAND~~  
29 ~~STATISTICAL ANALYSIS CENTER AND THE POLICE TRAINING COMMISSION~~  
30 ~~JOINTLY SHALL REPORT THE NONCOMPLIANCE TO THE GOVERNOR AND THE~~  
31 ~~LEGISLATIVE POLICY COMMITTEE OF THE GENERAL ASSEMBLY.~~

32 SECTION 3. AND BE IT FURTHER ENACTED, That, beginning January 1,  
33 2013, data shall be collected under Section 2 of this Act through December 31, 2017,  
34 and the Maryland Justice Analysis Center shall issue a final report of its findings to  
35 the Governor, the General Assembly, in accordance with § 2-1246 of the State  
36 Government Article, and each law enforcement agency on or before August 31, 2018.

1           SECTION ~~2~~ 4. AND BE IT FURTHER ENACTED, That this Act shall take  
2 effect October 1, 2012. Section 2 of this Act shall remain effective for a period of 5  
3 years and 11 months and, at the end of August 31, 2018, with no further action  
4 required by the General Assembly, Section 2 of this Act shall be abrogated and of no  
5 further force and effect.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.