

SB0337/388770/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 337
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Criminal Law – Crimes Committed” and substitute “Crimes – Committing a Crime of Violence”; strike beginning with “if” in line 3 down through “and” in line 4 and substitute “when”; in line 5, after “minor” insert “of a certain age”; in the same line, after “present” insert “in a residence”; in line 13, strike “crimes committed” and substitute “the commission of crimes of violence”; in line 14, strike “a minor” and substitute “minors”; and after line 14, insert:

“BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 9-106(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)”.

On pages 1 and 2, strike in their entirety the lines beginning with line 25 on page 1 through line 1 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, after line 3, insert:

“Article – Courts and Judicial Proceedings

9-106.

(a) The spouse of a person on trial for a crime may not be compelled to testify as an adverse witness unless the charge involves:

(1) The abuse of a child under 18; or

(Over)

(2) Assault in any degree in which the spouse is a victim if:

(i) The person on trial was previously charged with assault in any degree or assault and battery of the spouse;

(ii) The spouse was sworn to testify at the previous trial; and

(iii) The spouse refused to testify at the previous trial on the basis of the provisions of this section.”;

strike beginning with “THIS” in line 6 down through “(2)” in line 10; strike beginning with “IF” in line 11 down through “(II)” in line 14 and substitute “WHEN”; in line 15, after “MINOR” insert “WHO IS AT LEAST 2 YEARS OLD”; in the same line, after “PRESENT” insert “IN A RESIDENCE”; in line 16, strike “(3)” and substitute “(2)”; in the same line, after “OF” insert “PARAGRAPH (1) OF”; strike beginning with the second “OR” in line 17 down through “CRIME” in line 18 and substitute “OF VIOLENCE”; in line 21, after “CRIME” insert “OF VIOLENCE”; and in line 28, strike “(A)(2)” and substitute “(A)(1)”.

On page 4, strike in their entirety lines 7 through 22, inclusive.