

HOUSE BILL 1105

E2

4lr1764

By: **Delegate Clippinger**

Introduced and read first time: February 7, 2014

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Home Detention – Eligibility**

3 FOR the purpose of establishing that an individual who has been convicted of a crime
4 committed while the individual was on home detention may not participate in a
5 home detention program; and generally relating to home detention.

6 BY repealing and reenacting, with amendments,
7 Article – Correctional Services
8 Section 11–726
9 Annotated Code of Maryland
10 (2008 Replacement Volume and 2013 Supplement)

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

13 **Article – Correctional Services**

14 11–726.

15 (a) An individual who knowingly violates a restriction on movement imposed
16 as a condition of leave, work release, or a home detention order or agreement under
17 this subtitle is guilty of escape as provided in §§ 9–404 through 9–407 of the Criminal
18 Law Article.

19 (b) An individual who knowingly violates any other condition of leave, work
20 release, or a home detention order or agreement imposed under this subtitle is guilty
21 of a misdemeanor and on conviction is subject to a fine not exceeding \$1,000 or
22 imprisonment not exceeding 1 year or both.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(C) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, AN**
2 **INDIVIDUAL WHO HAS BEEN CONVICTED OF A CRIME COMMITTED WHILE THE**
3 **INDIVIDUAL WAS ON HOME DETENTION MAY NOT PARTICIPATE IN A HOME**
4 **DETENTION PROGRAM.**

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2014.