

Department of Legislative Services  
Maryland General Assembly  
2020 Session

FISCAL AND POLICY NOTE  
First Reader

House Bill 1259  
Judiciary

(Delegate Chang)

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Anne Arundel County - Correctional Services - Removal From Court

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This bill repeals the authorization for the Anne Arundel County Council, by resolution or law, to require a certified law enforcement officer other than the Sheriff to remove an individual from court after conviction. Instead, the bill requires the Anne Arundel County Sheriff, when an individual is convicted of a crime in the county circuit court, to remove the individual from the court as soon as possible and deliver the individual to a “local facility” at the county’s expense. In addition, in Anne Arundel County only, (1) if an individual who is delivered to a local facility has been sentenced to imprisonment in a State correctional facility, the local facility must transport the individual to the State correctional facility and (2) a local facility must transport individuals to and from District court. A local facility that does not comply with the bill’s provisions must forfeit \$1,000. The Sheriff is also subject to that same penalty for failure to comply with the bill. “Local facility” means a local correctional facility in Anne Arundel County.

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Fiscal Summary

**State Effect:** None. The bill only affects local government operations.

**Local Effect:** Local government finances are not materially affected.

**Small Business Effect:** None.

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Analysis

**Current Law:** Generally, when an individual is convicted in any court of the State and sentenced to imprisonment in the Division of Correction, the sheriff of the county in which the court is located must remove the individual from the court as soon as possible and

deliver the individual to the Division of Correction at the expense of the county. A sheriff who does not comply with this requirement must forfeit \$1,000.

In Anne Arundel County, the County Council, by resolution or law, may provide that a certified law enforcement officer other than the Sheriff must remove an individual from court after conviction.

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### **Additional Information**

**Prior Introductions:** None.

**Designated Cross File:** None.

**Information Source(s):** Anne Arundel County; Judiciary (Administrative Office of the Courts); Department of Public Safety and Correctional Services; Department of Legislative Services

**Fiscal Note History:** First Reader - March 11, 2020  
mr/lgc

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