

SB0691/733127/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 691
(First Reading File Bill)

AMENDMENT NO. 1

On pages 2 and 3, strike beginning with the colon in line 34 on page 2 down through “OR” in line 15 on page 3 and substitute “A CRIME OF VIOLENCE, AS DEFINED IN § 14–101 OF THE CRIMINAL LAW ARTICLE; OR”.

AMENDMENT NO. 2

On page 13, strike beginning with the colon in line 13 down through “OR” in line 16 and substitute “THE OFFENSE INVOLVES A FIREARM; OR”; and in line 17, strike “3–8A–19.7” and substitute “3–8A–19.6”.

AMENDMENT NO. 3

On page 14, after line 3, insert:

“(A) IN THIS SECTION, “TECHNICAL VIOLATION” MEANS A VIOLATION OF PROBATION THAT DOES NOT INVOLVE:

(1) AN ARREST OR A SUMMONS ISSUED BY A COMMISSIONER ON A STATEMENT OF CHARGES FILED BY A LAW ENFORCEMENT OFFICER;

(2) A VIOLATION OF A CRIMINAL PROHIBITION, OR AN ACT THAT WOULD BE A VIOLATION OF A CRIMINAL PROHIBITION IF COMMITTED BY AN ADULT, OTHER THAN A MINOR TRAFFIC OFFENSE;

(3) A VIOLATION OF A NO–CONTACT OR STAY–AWAY ORDER; OR

(4) ABSCONDING.”;

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in lines 4, 6, and 19, strike “(A)”, “(B)”, and “(C)”, respectively, and substitute “(B)”, “(C)”, and “(D)”, respectively; in line 20, strike “AND SUBSECTION (D) OF THIS SECTION”; and in line 21, after “FELONY” insert “NOT PUNISHABLE BY LIFE IMPRISONMENT”.

On page 15, strike in their entirety lines 16 through 26, inclusive, and substitute:

“(E) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, IF A CHILD IS FOUND TO HAVE COMMITTED A VIOLATION OF PROBATION, EXCEPT FOR A TECHNICAL VIOLATION, A COURT MAY, AFTER A HEARING, PLACE THE CHILD ON A NEW TERM OF PROBATION FOR A PERIOD THAT IS CONSISTENT WITH THE PERIOD OF PROBATION THAT MAY BE IMPOSED UNDER THIS SECTION FOR THE DELINQUENT ACT FOR WHICH THE CHILD WAS ORIGINALLY PLACED ON PROBATION.”

On pages 15 and 16, strike beginning with “MEANS” in line 28 on page 15 down through “ABSCONDING” in line 5 on page 16 and substitute “HAS THE MEANING STATED IN § 3-8A-19.6 OF THIS SUBTITLE”.