

# HOUSE BILL 1142

E2

3lr2101

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By: **Delegate Moon**

Introduced and read first time: February 10, 2023

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure – Required Presence of Probationer or Defendant – Circuit**  
3 **Courts**

4 FOR the purpose of authorizing a circuit court to issue a warrant or notice to require a  
5 certain probationer or defendant to be brought or appear before the judge issuing the  
6 warrant or notice under certain circumstances relating to a violation of probation;  
7 and generally relating to the required presence of a probationer or defendant and the  
8 circuit courts.

9 BY repealing and reenacting, with amendments,  
10 Article – Criminal Procedure  
11 Section 6–223(b)  
12 Annotated Code of Maryland  
13 (2018 Replacement Volume and 2022 Supplement)

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

16 **Article – Criminal Procedure**

17 6–223.

18 (b) On receipt of written charges, filed under oath, that a probationer or  
19 defendant violated a condition of probation during the period of probation, **A CIRCUIT**  
20 **COURT OR** the District Court may, during the period of probation or within 30 days after  
21 the violation, whichever is later, issue a warrant or notice requiring the probationer or  
22 defendant to be brought or appear before the judge issuing the warrant or notice:

23 (1) to answer the charge of violation of a condition of probation or of  
24 suspension of sentence; and

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1                   (2)     to be present for the setting of a timely hearing date for that charge.

2                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
3     October 1, 2023.