

investigation in certain cases if the court is satisfied that the investigation would help the sentencing process; and requiring the party that requests a presentence investigation in certain cases to establish that the investigation should be ordered.

BY repealing and reenacting, with amendments,

Article 41 – Governor – Executive and Administrative Departments

Section 4-609(c)(1)

Annotated Code of Maryland

(1986 Replacement Volume and 1989 Supplement)

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

Article 41 – Governor – Executive and Administrative Departments

4-609.

(c) (1) Prior to the sentence by the circuit court of any county to the jurisdiction of the Division of Correction of a defendant convicted of a felony, or a misdemeanor which resulted in serious physical injury or death to the victim, or the referral of any defendant to the Patuxent Institution, [a presentence investigation shall be completed by the Division of Parole and Probation and considered by the court, unless the court specifically orders to the contrary in a particular case] **THE COURT MAY ORDER THE DIVISION OF PAROLE AND PROBATION TO COMPLETE A PRESENTENCE INVESTIGATION IF THE COURT IS SATISFIED THAT THE INVESTIGATION WOULD HELP THE SENTENCING PROCESS. THE BURDEN OF ESTABLISHING THAT THE PRESENTENCE INVESTIGATION SHOULD BE ORDERED IS ON THE PARTY THAT REQUESTS THE INVESTIGATION.**

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1990.

Approved May 2, 1990.

CHAPTER 257

(Senate Bill 278)

AN ACT concerning

Creation of a State Debt – Caroline County Jail

FOR the purpose of authorizing the creation of a State Debt in the amount of ~~\$1,843,000~~ \$1,840,000 the proceeds to be used as a grant to the Board of County Commissioners of Caroline County for the design, construction, and equipping of an addition to the Caroline County Jail, subject to the requirement that the Board of County Commissioners of Caroline County provide a matching fund of a certain