

BY repealing and reenacting, with amendments,

Article 27 - Crimes and Punishments
Section 641(a)
Annotated Code of Maryland
(1971 Replacement Volume and 1975 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section 641(a) of Article 27 - Crimes and Punishments, of the Annotated Code of Maryland (1971 Replacement Volume and 1975 Supplement) be and it is hereby repealed and reenacted, with amendments, to read as follows:

Article 27 - Crimes and Punishments

641.

(a) Whenever a person accused of a crime pleads guilty or nolo contendere or is found guilty of an offense, a court exercising criminal jurisdiction, if satisfied that the best interests of the person and the welfare of the people of the State would be served thereby, and with the written consent of the person[, may,] after determination of guilt or acceptance of a nolo contendere plea, MAY stay the entering of judgment, defer further proceedings, and place the person on probation subject to reasonable terms and conditions as appropriate. The terms and conditions may include ordering the person to make restitution, but before the court orders restitution the person is entitled to notice and a hearing to determine the amount of restitution, what payment will be required, and how payment will be made. THE TERMS AND CONDITIONS ALSO MAY INCLUDE, [[WITH THE CONSENT OF THE DEFENDANT,]] ANY TYPE OF REHABILITATION PROGRAM OR CLINIC, INCLUDING BUT NOT LIMITED TO THE DRIVING WHILE INTOXICATED SCHOOL, OR SIMILAR PROGRAM, OR THE PARKS PROGRAM OR VOLUNTARY HOSPITAL PROGRAM.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1976.

Approved May 17, 1976.

CHAPTER 696

(House Bill 870)

AN ACT concerning