

SATISFACTORY EVIDENCE OF IDENTITY; OR

(2) THE OFFICER HAS REASONABLE GROUNDS TO BELIEVE THE PERSON CHARGED WILL DISREGARD A WRITTEN PROMISE TO APPEAR.

(D) FAILURE TO OBEY CITATION.

(1) REGARDLESS OF THE DISPOSITION OF THE CHARGE FOR WHICH THE CITATION WAS ISSUED, A PERSON MAY NOT VIOLATE HIS WRITTEN PROMISE TO APPEAR GIVEN ON THE ISSUANCE OF A CITATION.

(2) A WRITTEN PROMISE TO APPEAR IN COURT MAY BE COMPLIED WITH BY AN APPEARANCE BY COUNSEL.

REVISOR'S NOTE: This section is new language derived from Art. 1A, §10-1001(c) and revised to conform more closely to the similar provisions appearing in NR §1-205 as to citations by Natural Resources Police.

The references to a violation "punishable as a misdemeanor" are substituted for the present, erroneous reference to "offenses...punishable under §10-1002" of Art. 1A (presumably, as explained below, referring to present Art. 1A, §10-1003, now §5-1105 of this subtitle). This change conforms to the language in NR §1-205 and avoids application of this section to more serious felony offenses such as violation of §5-1008 of this title on firearms or explosives aboard aircraft, which is transferred to this title from Art. 27 of the Code. At the same time, it permits uniformity of application to all misdemeanors, even those that have specific penalties other than as provided in §5-1105 or those that were not originally part of present Art. 1A (see, e.g., §5-1007 of this title on aircraft over Baltimore City sporting arenas).

The source law implies that any officer or employee of the Administration could issue citations under this section; this erroneous implication is avoided by use of the term "police officer", which is defined in §5-101 of this title.

In subsections (b) (6) of this section, new language is added to require expressly that a "form for the written promise...to appear in court" be included in the citation. The present law states simply that "[t]he person charged may give his written promise to appear in court by signing the citation...." Literally, this gives rise to an argument that signing any citation serves as a promise to