

Crimes and Punishments - Community Service Program

FOR the purpose of ~~creating a community service program~~ in providing that community service programs may be established by the counties and Baltimore City for criminal defendants; specifying the criteria for the eligibility of a criminal defendant to be assigned to this program; and imposing certain duties on certain agencies and the courts.

BY adding to

Article 27 - Crimes and Punishments  
Section 726A to be under the new subtitle "Community Service Programs"  
Annotated Code of Maryland  
(1976 Replacement Volume and 1978 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article 27 - Crimes and Punishments

COMMUNITY SERVICE PROGRAMS

726A.

(A) EACH COUNTY AND BALTIMORE CITY ~~SHALL~~ MAY ESTABLISH A COMMUNITY SERVICE PROGRAM.

(B) EXCEPT AS OTHERWISE PROVIDED, A COURT MAY ORDER A JUVENILE WHO IS ADJUDICATED DELINQUENT, OR A CRIMINAL DEFENDANT TO PERFORM COMMUNITY SERVICE:

(1) AS A CONDITION OF PROBATION, WHETHER GRANTED UNDER §§ 292, 641, OR 641A OF THIS ARTICLE OR OTHERWISE;

(2) AS A CONDITION TO A SUSPENDED SENTENCE; OR

(3) IN LIEU OF PAYMENT OF ANY FINES AND COURT COSTS IMPOSED.

(C) CRIMINAL DEFENDANTS MAY BE ASSIGNED TO WORK PROJECTS UNDER THE COMMUNITY SERVICE PROGRAM ONLY IF:

(1) ASSIGNMENT TO A WORK PROJECT IS MADE WITH THE CONSENT OF THE DEFENDANT;

(2) THE DEFENDANT IS NOT COMPENSATED FOR THE WORK PERFORMED; AND

(3) THE DEFENDANT HAS NOT BEEN CONVICTED OF A VIOLENT CRIME.