

CHAPTER 654

(House Bill 1586)

AN ACT concerning

Warrantless Arrests - State Fire Marshal

FOR the purpose of permitting the State Fire Marshal ~~or a deputy and full-time assistants of the office of the State Fire Marshal~~ to make warrantless arrests of certain persons for certain crimes; and generally relating to warrantless arrests.

BY adding to

Article 27 - Crimes and Punishments
Section 594C-2 594B(f-1)
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 BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows: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

594C-2 594B.

~~(A) THE STATE FIRE MARSHAL OR A DEPUTY STATE FIRE MARSHAL MAY ARREST WITHOUT A WARRANT ANY PERSON WHO COMMITS, OR ATTEMPTS TO COMMIT IN HIS PRESENCE OR WITHIN HIS VIEW, AN OFFENSE LISTED UNDER THE SUBHEADING ARSON AND BURNING, OR SECTION 156 (FIRE FALSE ALARM).~~

~~(B) THE STATE FIRE MARSHAL OR A DEPUTY STATE FIRE MARSHAL MAY ARREST, WITHOUT A WARRANT WHEN HE HAS PROBABLE CAUSE TO BELIEVE THAT IN HIS PRESENCE OR WITHIN HIS VIEW, ANY PERSON HAS COMMITTED AN OFFENSE LISTED UNDER THE SUBHEADING ARSON AND BURNING, OR SECTION 156 (FIRE FALSE ALARM).~~

~~(C) (A) THE STATE FIRE MARSHAL OR A DEPUTY STATE FIRE MARSHAL A FULL TIME ASSISTANT OF THE OFFICE OF THE STATE FIRE MARSHAL MAY ARREST A PERSON WITHOUT A WARRANT IF HE HAS PROBABLE CAUSE TO BELIEVE THAT THE PERSON HAS COMMITTED OR ATTEMPTED TO COMMIT, WHETHER OR NOT IN HIS PRESENCE OR VIEW, AN OFFENSE LISTED UNDER:~~

~~(1) SECTION 6 (RELATING TO BURNING A DWELLING OR ADJOINING BUILDING); OR~~

~~(2) SECTION 7 (RELATING TO BURNING A BARN, GARAGE, ETC., SHOP, FACTORY, ETC., CHURCH, SCHOOL, ETC., PUBLIC BRIDGE); OR~~