

(House Bill 864)

AN ACT concerning

Probation - Period Longer Than Sentence

FOR the purpose of allowing a court to grant probation for a period, in excess of 5 years with the written consent of the defendant for purposes of making restitution; and clarifying language.

BY repealing and reenacting, with amendments,

Article 27 - Crimes and Punishments
Section 641A(a)
Annotated Code of Maryland
(1976 Replacement Volume and 1980 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 BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows: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

641A.

(A) Upon entering a judgment of conviction, the court having jurisdiction[,] may suspend the imposition or execution of sentence and place the defendant on probation upon such terms and conditions as the [courts deem] COURT DEEMS proper. The court may impose a sentence for a specified period and provide that a lesser period be served in confinement, suspend the remainder of the sentence and grant probation for a period longer than the sentence but not in excess of five years, HOWEVER, IF THE DEFENDANT CONSENTS IN WRITING, THE COURT MAY GRANT PROBATION IN EXCESS OF 5 YEARS, BUT ONLY FOR PURPOSES OF MAKING RESTITUTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1981.

Approved May 12, 1981.

CHAPTER 399

(House Bill 881)

AN ACT concerning

Institution-of-Postsecondary-Education-Fund
Guaranty Fund for Postsecondary, Nondegree Granting,