

charging document; requiring the court to order the clerk to enter a certain appearance by a certain limited liability company under certain circumstances; establishing that, after the clerk makes a certain entry and endorsement, further proceedings may occur concerning the charging document in the same manner as if a certain limited liability company had appeared and pleaded not guilty; authorizing a court to pass a judgment concerning a certain charging document against a certain limited liability company under certain circumstances; authorizing a court to issue process of execution to a certain sheriff against the property of a certain limited liability company for a certain amount in the same manner as on a judgment in a civil action; authorizing a sheriff to sell the property of a certain limited liability company in the same manner as on execution of a civil suit; defining a certain term; and generally relating to criminal process against certain limited liability companies.

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 4-203

Annotated Code of Maryland

(2001 Volume and 2005 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Criminal Procedure

4-203.

(a) (1) In this section[, “corporation”] THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “CORPORATION” includes a joint-stock company and an association.

(3) “LIMITED LIABILITY COMPANY” INCLUDES A LIMITED LIABILITY PARTNERSHIP AND A LIMITED LIABILITY LIMITED PARTNERSHIP.

(b) If a charging document is filed against a corporation OR LIMITED LIABILITY COMPANY, the clerk of court may issue a summons to the corporation OR LIMITED LIABILITY COMPANY in its corporate OR COMPANY name to appear at the court to answer the charging document.

(c) A summons served under subsection (b) of this section may be served in the same manner as provided for service of process in a civil suit under the Maryland Rules.

(d) (1) If a sheriff or other officer returns a summons served under this section as “summoned” or “served”:

(i) the corporation OR LIMITED LIABILITY COMPANY to whom the summons was issued shall be considered as in court and as appearing to the charging document; and