

House Bill No. 886

AN ACT concerning

Assaults by Inmates - Sentencing

FOR the purpose of altering provisions of law that relate to the imposition of sentence for assaults by inmates on correctional employees by providing that the sentence be consecutive to any sentence which was being served ~~and which remained-to-be-served~~ by the inmate at the time of the assault, or any sentence which had been imposed but was not yet being served at the time of sentencing on the assault; and providing that a sentence for assault by an inmate may not be suspended.

BY repealing and reenacting, with amendments,

Article 27 - Crimes and Punishments
Section 11E
Annotated Code of Maryland
(1982 Replacement Volume and 1983 Supplement)

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

Article 27 - Crimes and Punishments

11E.

(A) Every inmate convicted of assault on an employee of the Division of Correction, the Patuxent Institution, the Baltimore City Jail, or any county jail or detention center, regardless of employment capacity, shall be sentenced [to a sentence to run consecutive to the sentence under which the inmate was originally confined and the sentence may not be suspended] FOR THE CRIME OF ASSAULT UNDER THIS SECTION.

(B) A SENTENCE IMPOSED UNDER THIS SECTION SHALL RUN CONSECUTIVELY TO ANY SENTENCE THAT WAS BEING SERVED AT THE TIME OF THE ASSAULT, OR THAT HAD BEEN IMPOSED BUT WAS NOT YET BEING SERVED AT THE TIME OF SENTENCING.

(C) A SENTENCE IMPOSED UNDER THIS SECTION MAY NOT BE SUSPENDED.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1984.
