

CHAPTER 663

(House Bill 885)

AN ACT concerning

Code Home Rule Counties - Powers - Civil Infractions

FOR the purpose of authorizing Code Home Rule Counties to provide that a violation of a county ordinance, resolution, or public local law shall be a civil infraction unless the violation is declared to be a felony or a misdemeanor by law, resolution, or ordinance; providing for certain methods by which a Code Home Rule County may enforce a civil infraction; providing for certain penalties that may be imposed by a Code Home Rule County for a civil infraction; providing for certain rights that a Code Home Rule County must give to a defendant who receives a citation for a civil infraction; providing that adjudication of a civil infraction is not a criminal conviction and does not impose any of the civil disabilities imposed by a criminal conviction; defining certain terms; and generally relating to the power of a Code Home Rule County to provide for a civil infraction and enforce a civil infraction.

BY adding to

Article 25B - Home Rule for Code Counties
Section 13C
Annotated Code of Maryland
(1981 Replacement Volume and 1984 Supplement)

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

Article 25B - Home Rule for Code Counties

13C.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) (I) "CIVIL INFRACTION" MEANS A VIOLATION OF A COUNTY ORDINANCE, RESOLUTION, OR PUBLIC LOCAL LAW WHICH HAS BEEN DESIGNATED A CIVIL INFRACTION BY THE LEGISLATIVE BODY OF A CODE HOME RULE COUNTY.

(II) A CIVIL INFRACTION IS A CIVIL OFFENSE.

(3) "DEFENDANT" MEANS A PERSON RECEIVING A CITATION FOR A CIVIL INFRACTION.