

CHAPTER 572

(Senate Bill 361)

AN ACT concerning

Criminal Law - Sentencing -  
Confinement as a Condition of Probation

FOR the purpose of authorizing a judge to impose a sentence of confinement as a condition of probation in Charles County, St. Mary's County, and Calvert County.

BY repealing and reenacting, with amendments,

Article 27 - Crimes and Punishments  
Section 292(b), 639(a), 641(a), and 641A  
Annotated Code of Maryland  
(1987 Replacement Volume and 1988 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

292.

(b) (1) Whenever any person who has not previously been convicted of any offense under this subheading or under any prior law of this State or the laws of the United States or of any other state relating to controlled dangerous substances defined in this subheading, pleads guilty to or is found guilty of any of the offenses specified in this subheading, the court, if satisfied that the best interests of the person and the welfare of the people of this State would be served thereby may, with the consent of such person stay the entering of the judgment of guilt, defer further proceedings, and place such person on probation subject to such reasonable terms and conditions as may be appropriate.

(2) (1) The terms and conditions may include ordering the person to pay a fine or pecuniary penalty to the State, to be paid through the office of the clerk of the court. Before the court orders a fine or pecuniary penalty, the person is entitled to notice and a hearing to determine the amount of the fine or pecuniary penalty, what payment will be required, and how payment will be made. Any fine or pecuniary penalty imposed as a term or condition of probation shall be within the amount prescribed by law for a violation resulting in conviction. The court may in