

~~[(2)](3) A judge may allow the release of a defendant WHO IS charged as a drug kingpin OR WITH COMMITTING A CRIME OF VIOLENCE AFTER HAVING PREVIOUSLY BEEN CONVICTED OF A CRIME OF VIOLENCE WITH ANY OF THE FOLLOWING OFFENSES pending trial on suitable bail and on such other conditions as will reasonably assure that the defendant will not flee, or pose a danger to another person or the community:~~

~~(I) AS A DRUG KINGPIN UNDER § 286(G) OF THIS ARTICLE;~~

~~(II) WITH COMMITTING A CRIME OF VIOLENCE AFTER HAVING PREVIOUSLY BEEN CONVICTED OF A CRIME OF VIOLENCE WITHIN THE PAST 10 YEARS; OR~~

~~(III) WITH COMMITTING AN OFFENSE LISTED IN SUBSECTION (C) OF THIS SECTION IF THE OFFENSE WITH WHICH THE PERSON IS CHARGED OCCURRED WHILE THE PERSON WAS ON PAROLE OR PROBATION FOR AN OFFENSE LISTED IN SUBSECTION (C) OF THIS SECTION.~~

~~[(3)](4) A rebuttable presumption exists that any defendant WHO IS charged as a drug kingpin OR WITH COMMITTING A CRIME OF VIOLENCE AFTER HAVING PREVIOUSLY BEEN CONVICTED OF A CRIME OF VIOLENCE WITH ANY OF THE FOLLOWING OFFENSES, if [released] RELEASED, will flee and pose a danger to another person or the community:~~

~~(I) AS A DRUG KINGPIN UNDER § 286(G) OF THIS ARTICLE;~~

~~(II) WITH COMMITTING A CRIME OF VIOLENCE AFTER HAVING PREVIOUSLY BEEN CONVICTED OF A CRIME OF VIOLENCE WITHIN THE PAST 10 YEARS; OR~~

~~(III) WITH COMMITTING AN OFFENSE LISTED IN SUBSECTION (C) OF THIS SECTION IF THE OFFENSE WITH WHICH THE PERSON IS CHARGED OCCURRED WHILE THE PERSON WAS ON PAROLE OR PROBATION FOR AN OFFENSE LISTED IN SUBSECTION (C) OF THIS SECTION.~~

~~(K) A DEFENDANT WHO IS CHARGED WITH ANY OF THE FOLLOWING OFFENSES AND WHO WAS PREVIOUSLY CONVICTED ON AT LEAST TWO OCCASIONS OF ANY OF THE FOLLOWING OFFENSES MAY NOT BE RELEASED ON BAIL:~~

~~(1) ANY OFFENSE THAT IS PUNISHABLE BY DEATH;~~

~~(2) MANUFACTURING, DISTRIBUTING, OR POSSESSING WITH INTENT TO DISTRIBUTE A CONTROLLED DANGEROUS SUBSTANCE IN VIOLATION OF § 286 OF THIS ARTICLE; OR~~

~~(3) USE OF A HANDGUN IN THE COMMISSION OF A FELONY OR CRIME OF VIOLENCE IN VIOLATION OF § 36B(D) OF THIS ARTICLE.~~

638B.

~~[A] EXCEPT AS PROVIDED IN § 616 1/2 OF THIS ARTICLE, A defendant charged with an offense punishable by life imprisonment may or may not be released on bail or other conditions of release, prior to conviction, in the discretion of the court.~~