

## CHAPTER 295

## (House Bill 295)

AN ACT concerning

**Peace Officers – Custody of Arrested Persons**

FOR the purpose of authorizing certain peace officers to ~~take, under custody, certain defendants arrested in other jurisdictions~~ obtain custody of certain persons in the jurisdiction where they were arrested for purposes of bringing the persons to District Court commissioners in the jurisdiction in which the charging documents were issued; affording peace officers the same power to maintain custody of ~~defendants~~ arrested persons that the peace officers have in the jurisdictions in which they were appointed; providing for the construction of this Act; and generally relating to the custody powers of peace officers.

BY repealing and reenacting, with amendments,

Article 27 – Crimes and Punishments

Section 602C

Annotated Code of Maryland

(1992 Replacement Volume and 1992 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**

602C.

(A) Any peace officer in this State, for the purpose of maintaining custody of an arrested person to bring that person before a District Court commissioner beyond the boundaries of the jurisdiction for which the peace officer was appointed and in which the arrest was made, shall have the same power to maintain custody in the jurisdiction in which the District Court commissioner is located that the peace officer has in the jurisdiction for which the peace officer was appointed and in which the arrest was made.

(B) (1) A PEACE OFFICER, WHO IS APPOINTED IN THE JURISDICTION WHERE A CHARGING DOCUMENT IS ISSUED FOR A ~~DEFENDANT PERSON~~ ARRESTED IN ANOTHER JURISDICTION, MAY BRING THE DEFENDANT UNDER CUSTODY OBTAIN CUSTODY OF THE ARRESTED PERSON IN THE OTHER JURISDICTION FOR PURPOSES OF BRINGING THE PERSON BEFORE A DISTRICT COURT COMMISSIONER IN THE JURISDICTION IN WHICH THE CHARGING DOCUMENT WAS ISSUED.

(2) A PEACE OFFICER HAS THE SAME POWER TO MAINTAIN CUSTODY OF ~~A DEFENDANT~~ AN ARRESTED PERSON UNDER SUBSECTION (B)(1) OF THIS SECTION THAT THE PEACE OFFICER HAS IN THE JURISDICTION IN WHICH THE PEACE OFFICER WAS APPOINTED.