

[(ix)] ~~(VIII)~~ (VII) Sections 276 through 302 (relating to drugs and other dangerous substances) as they shall be amended from time to time;

[(x)] ~~(IX)~~ (VIII) Section 36B (relating to handguns);

[(xi)] ~~(X)~~ (IX) Section 388 (relating to manslaughter by automobile, motorboat, etc.); and

[(xii)] ~~(XI)~~ (X) Section 335A (relating to indecent exposure).

COMMITTEE NOTE (COMMITTEE TO REVISE ARTICLE 27): The Committee recommends that a law enforcement officer be able to make a warrantless arrest for assault in the second degree. The provision concerning common law assault when committed with intent to do great bodily harm is repealed.

In addition, the provision relating to Article 27, § 33A is repealed as being obsolete under the revision of the burglary laws (Ch. 712 of 1994). Under the new law, this offense would either be first or second degree burglary. These offenses are both felonies, and the warrantless arrest provisions of Article 27, § 594B(c) already allow warrantless arrests for felonies.

616 1/2.

(c) Any person charged with an offense hereinafter enumerated committed during the time that person had been released on bail or his own recognizance for committing an offense hereinafter enumerated, is ineligible to give bail or be released on recognizance on the subsequent charge, until all prior charges hereunder have finally been determined by the courts. But a person charged with a subsequent crime hereinafter set forth, may rebut his ineligibility for release on bail before determination of the prior charge. If, after consideration of the matters presented in rebuttal, the court hearing the application for bail is persuaded that the applicant would not pose a danger to any other person or to the community, and would appear at the time set for trial, the court may allow release pending trial on suitable bail and on such other conditions as will reasonably assure that the person charged will not flee. For the purposes of this subsection, court does not mean District Court commissioners and the offenses are those specified in the following sections of Article 27 of the Annotated Code of Maryland (1967 Repl. Vol.) as they may be amended from time to time:

(1) Section 6 (relating to arson in the first degree) and attempting, aiding, counseling, or procuring arson in the first degree;

(2) Section 7 (relating to arson in the second degree) and attempting, aiding, counseling, or procuring arson in the second degree;

(3) Section ~~12~~ 12A-1 (relating to assault [with intent to murder, ravish or rob] IN THE FIRST DEGREE);

(4) Section 29 (relating to burglary in the first degree);

(5) Section 30 (relating to burglary in the second degree);

(6) Section 31 (relating to burglary in the third degree);