

(f) For purposes of this article, an electronic terminal is not a branch of a banking institution.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1997.

Approved April 29, 1997.

CHAPTER 305

(Senate Bill 235)

AN ACT concerning

Criminal Procedure – Pretrial Release

FOR the purpose of ~~requiring the court or a District Court commissioner to consider whether a defendant will flee or pose a danger to another person or the community when making decisions concerning pretrial release;~~ prohibiting a District Court commissioner from releasing pretrial an individual previously convicted of a crime of violence if the individual is charged with committing another crime of violence ~~within a certain period of time; *clarifying that a judge may allow pretrial release on either bail, certain conditions, or both bail and certain conditions;*~~ requiring a judge to order continued detention for these individuals under certain circumstances; ~~requiring the Court of Appeals to adopt rules to implement this Act;~~ and generally relating to criminal procedure and pretrial release.

BY repealing and reenacting, with amendments,

Article 27 – Crimes and Punishments

Section 616 1/2(1)

Annotated Code of Maryland

(1996 Replacement Volume)

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

Article 27 – Crimes and Punishments

616 1/2.

(1) ~~(1) IN ALL CRIMINAL CASES WHEN MAKING PRETRIAL RELEASE DECISIONS, IN ADDITION TO THE FACTORS UNDER MARYLAND RULE 4-216(F) WHICH MAY BE CONSIDERED, THE COURT OR DISTRICT COURT COMMISSIONER SHALL CONSIDER WHETHER A DEFENDANT WILL FLEE OR POSE A DANGER TO ANOTHER PERSON OR THE COMMUNITY.~~

~~(2) (2) A District Court commissioner may not authorize the release pretrial of a defendant charged with a crime of violence under § 643B of this article [who is on parole, probation, or mandatory supervision for an earlier crime of violence] IF THE DEFENDANT HAS BEEN PREVIOUSLY CONVICTED WAS PREVIOUSLY FOUND GUILTY~~