

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1999.

Approved May 13, 1999.

CHAPTER 403

(House Bill 231)

AN ACT concerning

Pretrial Release - Violators of Ex Parte Orders or Protective Orders

FOR the purpose of prohibiting a District Court commissioner from authorizing the pretrial release of a defendant charged with violating certain provisions of an ex parte order or protective order; authorizing a judge to allow the pretrial release of a defendant charged with violating certain provisions of an ex parte order or protective order on suitable bail or on any other conditions that will reasonably assure that the person will not flee or pose a danger to another person or the community prior to the trial, or both bail and other conditions; requiring a judge to order the continued detention of the defendant under certain circumstances; and generally relating to the pretrial release of a defendant charged with violating certain provisions of an ex parte order or protective order.

BY adding to

Article 27 - Crimes and Punishments

Section 616 1/2(n)

Annotated Code of Maryland

(1996 Replacement Volume and 1998 Supplement)

BY repealing and reenacting, without amendments,

Article - Family Law

Section 4-505(a)(2)(i) and 4-506(d)(1)

Annotated Code of Maryland

(1991 Replacement Volume and 1998 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

616 1/2.

(N) (1) A DISTRICT COURT COMMISSIONER MAY NOT AUTHORIZE THE PRETRIAL RELEASE OF A DEFENDANT CHARGED WITH VIOLATING:

(I) THE PROVISIONS OF AN EX PARTE ORDER DESCRIBED IN § 4-505(A)(2)(I) OF THE FAMILY LAW ARTICLE OR THE PROVISIONS OF A PROTECTIVE