

Defined terms: "County" § 1-101  
"Person" § 1-101

6-311. ARRESTS.

(A) FIRE OR EXPLOSION OF INCENDIARY ORIGIN OR RELATED TO DESTRUCTIVE DEVICE.

IF IN THE JUDGMENT OF THE STATE FIRE MARSHAL TESTIMONY TAKEN UNDER OATH DISCLOSES THAT A FIRE OR EXPLOSION OR AN ATTEMPT TO CAUSE A FIRE OR EXPLOSION WAS OF INCENDIARY ORIGIN OR WAS RELATED TO A DESTRUCTIVE DEVICE, AS DEFINED IN § 4-501 OF THE CRIMINAL LAW ARTICLE, THE STATE FIRE MARSHAL MAY ARREST THE SUSPECTED INCENDIARY OR CAUSE THE SUSPECTED INCENDIARY TO BE ARRESTED AND CHARGED.

(B) OTHER CRIMES.

IF ON INVESTIGATION THE STATE FIRE MARSHAL HAS PROBABLE CAUSE TO BELIEVE THAT A PERSON HAS COMMITTED OR HAS ATTEMPTED TO COMMIT A CRIME THAT INVOLVES A FIRE, FIRE BOMBING, OR FALSE ALARM, OR THAT INVOLVES THE POSSESSION OR MANUFACTURE OF DESTRUCTIVE DEVICES OR EXPLOSIVE SUBSTANCES, FIREWORKS, OR FIRE BOMBS, THE STATE FIRE MARSHAL MAY ARREST THAT PERSON OR CAUSE THE PERSON TO BE ARRESTED AND CHARGED.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 38A, § 8(g)(2) and the second clause of (1).

In subsection (a) of this section, the reference to "testimony taken under oath" is substituted for the former reference to "the examination" for clarity and consistency with § 6-310(a) of this subtitle.

In subsection (b) of this section, the former phrase "in accordance with the appropriate procedures provided by law" is deleted as surplusage.

Defined term: "Person" § 1-101

6-312. WRITTEN REPORTS OF INVESTIGATIONS.

(A) REQUESTED BY LOCAL GOVERNMENT.

AT THE REQUEST OF THE GOVERNING BODY OF A COUNTY OR MUNICIPAL CORPORATION OF THE STATE, THE STATE FIRE MARSHAL SHALL MAKE A WRITTEN REPORT OF THE INVESTIGATION OF A FIRE THAT OCCURRED WITHIN THAT COUNTY OR MUNICIPAL CORPORATION.

(B) REQUESTED BY PROPERTY OWNER OR INSURER.

AT THE REQUEST OF THE OWNER OR INSURER OF PROPERTY DESTROYED OR DAMAGED BY FIRE OR EXPLOSION, OR IN WHICH AN ATTEMPT TO CAUSE A FIRE OR EXPLOSION MAY HAVE OCCURRED, THE STATE FIRE MARSHAL SHALL MAKE A WRITTEN REPORT OF THE RESULT OF THE INVESTIGATION REGARDING THE PROPERTY.