

May 22, 2003

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
State House
Annapolis MD 21401

Dear Mr. President:

In accordance with Article II, Section 17 of the Maryland Constitution, today I have vetoed Senate Bill 28 – Prince George's County – Criminal Procedure – Probation Before Judgment.

This bill includes Prince George's County as a county in which the court is authorized to impose a sentence of imprisonment as a condition of probation before judgment.

Senate Bill 428, which was passed by the General Assembly and signed by me, accomplishes the same purpose. Senate Bill 428 is a broader bill and extends statewide the authority of a court to impose a sentence of imprisonment as a condition of a suspended sentence, probation before judgment, and probation after judgment. Therefore, it is not necessary for me to sign Senate Bill 28.

Sincerely,
Robert L. Ehrlich, Jr.
Governor

Senate Bill No. 28

AN ACT concerning

Prince George's County – Criminal Procedure – Probation Before Judgment

FOR the purpose of including Prince George's County among those counties in which the court is authorized to impose a sentence of imprisonment as a condition of probation before judgment; and generally relating to conditions of probation before judgment.

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 6-220(h)

Annotated Code of Maryland

(2001 Volume and 2002 Supplement)

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

Article – Criminal Procedure

6-220.

(h) In Allegany County, Calvert County, Charles County, Garrett County, Howard County, PRINCE GEORGE'S COUNTY, and St. Mary's County, the court may impose a sentence of imprisonment as a condition of probation.