

~~or another person under certain circumstances; authorizing the imposition of a sentence separate from and consecutive to or concurrent with a sentence of another crime under certain circumstances; providing for the unit of prosecution under this Act; prohibiting certain defenses; establishing certain penalties; defining a certain term; providing for the construction of this Act; and generally relating to resisting arrest by and interfering with or fleeing from a police officer.~~

BY adding to

Article - Criminal Law

Section 9-408

Annotated Code of Maryland

(2002 Volume and 2003 Supplement)

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

Article - Criminal Law

9-408.

(A) IN THIS SECTION, "POLICE OFFICER" MEANS AN INDIVIDUAL WHO IS AUTHORIZED TO MAKE AN ARREST UNDER TITLE 2 OF THE CRIMINAL PROCEDURE ARTICLE.

~~(B) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO PROHIBIT A PERSON FROM REASONABLY PROTECTING THE PERSON FROM UNLAWFUL, UNREASONABLE, AND EXCESSIVE FORCE USED AGAINST THE PERSON DURING AN ARREST OR DETENTION OR ATTEMPTED ARREST OR DETENTION.~~

(C) (B) A PERSON MAY NOT INTENTIONALLY:

(1) RESIST A LAWFUL ARREST; OR

(2) INTERFERE WITH AN INDIVIDUAL WHO THE PERSON HAS REASON TO KNOW IS A POLICE OFFICER WHO IS MAKING OR ATTEMPTING TO MAKE AN A LAWFUL ARREST OR DETENTION OF ~~THE PERSON OR ANOTHER PERSON; OR.~~

~~(3) FLEE FROM AN INDIVIDUAL WHO THE PERSON HAS REASON TO KNOW IS A POLICE OFFICER WHO IS MAKING OR ATTEMPTING TO MAKE AN ARREST OR DETENTION OF THE PERSON.~~

(D) (C) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 3 YEARS OR A FINE NOT EXCEEDING \$5,000 OR BOTH.

~~(E) A SENTENCE IMPOSED UNDER THIS SECTION MAY BE IMPOSED SEPARATE FROM AND CONSECUTIVE TO OR CONCURRENT WITH A SENTENCE FOR ANY CRIME NOT ENUMERATED IN THIS SECTION THAT IS BASED ON THE ACT ESTABLISHING THE VIOLATION OF THIS SECTION.~~