

detention monitors to submit their fingerprints and certain fees to the Criminal Justice Information System Central Repository; limiting the use and dissemination of the findings of the criminal history records checks; establishing a procedure for challenging the findings of the criminal history records checks; providing a penalty for certain acts; requiring the Department of Public Safety and Correctional Services to report to the General Assembly and the Governor on or before a certain date; providing for the effective date of this Act and for a certain exception; and generally relating to the operation of private home detention monitoring agencies.

BY adding to

Article 27 – Crimes and Punishments
Section 616 1/2(m)
Annotated Code of Maryland
(1996 Replacement Volume and 1997 Supplement)

BY adding to

Article – Business Occupations and Professions
Section 20-101 through ~~20-601~~ 20-701 to be under the new title “Title 20.
Private Home Detention”
Annotated Code of Maryland
(1995 Replacement Volume and 1997 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.

(M) (1) IN ACCORDANCE WITH ELIGIBILITY CRITERIA, CONDITIONS, AND PROCEDURES PRESCRIBED IN THE MARYLAND RULES, THE COURT MAY REQUIRE AS A CONDITION OF A DEFENDANT'S PRETRIAL RELEASE THAT THE DEFENDANT BE MONITORED BY A PRIVATE HOME DETENTION MONITORING AGENCY LICENSED UNDER TITLE 20 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE.

(2) A DEFENDANT PLACED IN PRIVATE HOME DETENTION UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL PAY THE PRIVATE HOME DETENTION MONITORING AGENCY'S MONITORING FEE DIRECTLY TO THE AGENCY.

Article – Business Occupations and Professions

TITLE 20. PRIVATE HOME DETENTION.

SUBTITLE 1. DEFINITIONS.

20-101.

(A) IN THIS TITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.