

HB0211/333629/1

BY: Judiciary Committee

AMENDMENTS TO HOUSE BILL 211
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Crimes**” and substitute “**Criminal Procedure**”; in the same line, strike “**Firearms**” and substitute “**Warrantless Arrest**”; in the same line, strike “**Penalty**”; in line 3, strike “altering from a misdemeanor to a felony” and substitute “adding”; in line 4, after “firearm” insert “to the list of crimes subject to warrantless arrest”; in line 5, strike “firearms” and substitute “warrantless arrest”; after line 5, insert:

“BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 2–203

Annotated Code of Maryland

(2018 Replacement Volume and 2021 Supplement)”;

and in line 6, strike “with” and substitute “without”.

AMENDMENT NO. 2

On page 1, after line 12, insert:

“Article – Criminal Procedure

2–203.

(a) A police officer without a warrant may arrest a person if the police officer has probable cause to believe:

(1) that the person has committed a crime listed in subsection (b) of this section; and

HB0211/333629/01 Judiciary Committee
Amendments to HB 211
Page 2 of 3

(2) that unless the person is arrested immediately, the person:

(i) may not be apprehended;

(ii) may cause physical injury or property damage to another; or

(iii) may tamper with, dispose of, or destroy evidence.

(b) The crimes referred to in subsection (a)(1) of this section are:

(1) manslaughter by vehicle or vessel under § 2–209 of the Criminal Law Article;

(2) malicious burning under § 6–104 or § 6–105 of the Criminal Law Article or an attempt to commit the crime;

(3) malicious mischief under § 6–301 of the Criminal Law Article or an attempt to commit the crime;

(4) a theft crime where the value of the property or services stolen is less than \$1,000 under § 7–104 or § 7–105 of the Criminal Law Article or an attempt to commit the crime;

(5) the crime of giving or causing to be given a false alarm of fire under § 9–604 of the Criminal Law Article;

(6) indecent exposure under § 11–107 of the Criminal Law Article;

(7) a crime that relates to controlled dangerous substances under Title 5 of the Criminal Law Article or an attempt to commit the crime;

(8) the wearing, carrying, or transporting of a handgun under § 4–203 or § 4–204 of the Criminal Law Article;

(9) carrying or wearing a concealed weapon under § 4–101 of the Criminal Law Article;

(10) prostitution and related crimes under Title 11, Subtitle 3 of the Criminal Law Article; [and]

(11) violation of a condition of pretrial or posttrial release under § 5–213.1 of this article; AND

(12) KNOWINGLY BEING A PARTICIPANT IN A STRAW PURCHASE OF A REGULATED FIREARM UNDER § 5–141 OF THE PUBLIC SAFETY ARTICLE.”;

in line 18, strike the brackets; and in the same line, strike “FELONY”.