

# HOUSE BILL 517

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2lr1782

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By: **Delegate Niemann**

Introduced and read first time: February 2, 2012

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure – Bail Bonds – Use of Real Property as Security**

3 FOR the purpose of prohibiting a surety from accepting or providing real estate as  
4 security for a bail bond in a circuit court or the District Court unless the person  
5 offering the real estate as security provides a certification from the owner of the  
6 real estate that the real estate has no outstanding citations for building or  
7 property code violations; and generally relating to bail bonds.

8 BY adding to

9 Article – Criminal Procedure

10 Section 5–203(a)(6) and 5–205(b)(4)

11 Annotated Code of Maryland

12 (2008 Replacement Volume and 2011 Supplement)

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

15 **Article – Criminal Procedure**

16 5–203.

17 (a) **(6) A SURETY MAY NOT ACCEPT OR PROVIDE REAL ESTATE AS**  
18 **SECURITY FOR A BAIL BOND UNDER THIS SECTION UNLESS THE PERSON**  
19 **OFFERING THE REAL ESTATE AS SECURITY PROVIDES A CERTIFICATION FROM**  
20 **THE OWNER OF THE REAL ESTATE THAT THE REAL ESTATE HAS NO**  
21 **OUTSTANDING CITATIONS FOR BUILDING OR PROPERTY CODE VIOLATIONS.**

22 5–205.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (b)   (4)   A SURETY MAY NOT ACCEPT OR PROVIDE REAL ESTATE AS  
2 SECURITY FOR A BAIL BOND UNDER THIS SECTION UNLESS THE PERSON  
3 OFFERING THE REAL ESTATE AS SECURITY PROVIDES A CERTIFICATION FROM  
4 THE OWNER OF THE REAL ESTATE THAT THE REAL ESTATE HAS NO  
5 OUTSTANDING CITATIONS FOR BUILDING OR PROPERTY CODE VIOLATIONS.

6           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
7 October 1, 2012.