SPONSOR: Rep. Gorman

HOUSE OF REPRESENTATIVES
153rd GENERAL ASSEMBLY

HOUSE AMENDMENT NO. 1
TO
HOUSE BILL NO. 150

AMEND House Bill No. 150 by deleting lines 6 and 7 in their entirety and inserting in lieu thereof the following:

"necessary and appropriate to safeguard the administration of justice by its courts. Cox v. Louisiana, 379 U.S. 559, 562 (1965); and".

FURTHER AMEND House Bill No. 150 by deleting line 29 in its entirety and inserting in lieu thereof the following:

"(b) This prohibition applies to any contiguous public entryways, driveways, sidewalks, parking areas intended to serve the courthouse, grounds, and the immediate surroundings of the courthouse.".

FURTHER AMEND House Bill No. 150 by deleting line 30 in its entirety and inserting in lieu thereof the following:

"§ 8203. Prohibition on civil arrest; exceptions.

(a) § 8201 of this title does not apply to arrests made pursuant to a judicial order authorizing such arrest.

(b) A law enforcement officer may conduct a civil arrest within a courthouse if the law enforcement officer provides the presiding judge written notice of the arrest in advance. The written notice to the presiding judge must include the following:

(1) The name of the individual to be arrested.

(2) The nature of the civil violation.

(3) A copy of the citation associated with the listed civil violation or other paperwork that documents the listed civil violation.

(4) The time and location that the arrest will be attempted.".

FURTHER AMEND House Bill No. 150 at line 31 by deleting "8203" as it appears therein and inserting in lieu thereof "8204".

SYNOPSIS

This Amendment clarifies the language at line 29 of the original bill with regards to the areas surrounding the courthouse that are covered. This Amendment also adds a provision that allows law enforcement officers to conduct a civil arrest in a courthouse if the law enforcement officer provides the presiding judge with written notice.