

Revisor's Note to the Correctional Services Article.

Defined terms: "Correctional facility" § 1-101

"Managing official" § 1-101

"Person" § 1-101

"Police officer" § 2-101

2-208. AUTHORITY OF STATE FIRE MARSHAL AND ASSISTANTS.

(A) WARRANTLESS ARREST POWERS FOR COMMISSION OF SPECIFIED FELONIES.

(1) THE STATE FIRE MARSHAL OR A FULL-TIME INVESTIGATIVE AND INSPECTION ASSISTANT OF THE OFFICE OF THE STATE FIRE MARSHAL MAY ARREST A PERSON WITHOUT A WARRANT IF THE STATE FIRE MARSHAL OR ASSISTANT HAS PROBABLE CAUSE TO BELIEVE:

(I) A FELONY THAT IS A CRIME LISTED IN PARAGRAPH (2) OF THIS SUBSECTION HAS BEEN COMMITTED OR ATTEMPTED; AND

(II) THE PERSON TO BE ARRESTED HAS COMMITTED OR ATTEMPTED TO COMMIT THE FELONY WHETHER OR NOT IN THE PRESENCE OR WITHIN THE VIEW OF THE STATE FIRE MARSHAL OR ASSISTANT.

(2) THE POWERS OF ARREST SET FORTH IN PARAGRAPH (1) OF THIS SUBSECTION APPLY ONLY TO THE CRIMES LISTED IN THIS PARAGRAPH AND TO ATTEMPTS, CONSPIRACIES, AND SOLICITATIONS TO COMMIT THESE CRIMES:

(I) MURDER UNDER ARTICLE 27, § 410 OF THE CODE;

(II) SETTING FIRE TO A DWELLING OR OCCUPIED STRUCTURE UNDER ARTICLE 27, § 6 OF THE CODE;

(III) SETTING FIRE TO A STRUCTURE UNDER ARTICLE 27, § 7 OF THE CODE;

(IV) A CRIME THAT RELATES TO DESTRUCTIVE DEVICES UNDER ARTICLE 27, § 139C OF THE CODE; AND

(V) MAKING A FALSE STATEMENT OR RUMOR AS TO A DESTRUCTIVE DEVICE UNDER ARTICLE 27, § 151A OF THE CODE.

(B) WARRANTLESS ARREST POWERS FOR COMMISSION OF SPECIFIED CRIMES.

(1) THE STATE FIRE MARSHAL OR A FULL-TIME INVESTIGATIVE AND INSPECTION ASSISTANT OF THE OFFICE OF THE STATE FIRE MARSHAL MAY ARREST A PERSON WITHOUT A WARRANT IF THE STATE FIRE MARSHAL OR ASSISTANT HAS PROBABLE CAUSE TO BELIEVE:

(I) THE PERSON HAS COMMITTED A CRIME LISTED IN PARAGRAPH (2) OF THIS SUBSECTION; AND

(II) UNLESS THE PERSON IS ARRESTED IMMEDIATELY, THE PERSON: