
**By: Delegates Faulkner, Menes, Benson, Conroy, Morgan, Minnick, DeCarlo, Clagett,
O'Donnell, Bobo, Snodgrass, M. Burns, and Ciliberti**

Introduced and read first time: January 30, 1997

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **State's Attorneys - Plea Bargaining - Annual Report**

3 FOR the purpose of requiring the respective State's Attorneys of each of the counties in
4 the State to monitor the use of plea bargaining and submit a certain report to the
5 Attorney General; requiring that the report be prepared in a certain way; requiring
6 that the report be made available for review by any person under certain
7 circumstances; and generally relating to State's Attorneys and plea bargaining.

8 BY adding to

9 Article 10 - Legal Officials
10 Section 40A
11 Annotated Code of Maryland
12 (1996 Replacement Volume)

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

15 **Article 10 - Legal Officials**

16 40A.

17 (A) THE RESPECTIVE STATE'S ATTORNEYS OF THE COUNTIES OF THE STATE
18 SHALL:

19 (1) MONITOR THE USE OF PLEA BARGAINING IN EACH OF THEIR
20 RESPECTIVE COUNTIES; AND

21 (2) REPORT ANNUALLY, BY FEBRUARY 1 OF EACH YEAR, ON THE
22 NUMBER OF CASES DURING THE PRECEDING CALENDAR YEAR THAT RESULTED IN
23 A PLEA BARGAIN AND THE REASON FOR EACH PLEA BARGAIN.

24 (B) THE REPORT REQUIRED BY SUBSECTION (A)(2) OF THIS SECTION SHALL
25 BE:

26 (1) SUBMITTED TO THE ATTORNEY GENERAL;

27 (2) MADE AVAILABLE FOR REVIEW BY ANY PERSON UPON RECEIPT BY
28 THE ATTORNEY GENERAL OF A WRITTEN REQUEST TO REVIEW THE REPORT; AND

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1 (3) PREPARED IN A WAY THAT DOES NOT REVEAL THE NAME OF ANY
2 PARTICULAR DEFENDANT.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 1997.