
By: Delegates Fulton, Owings, and Weir

Introduced and read first time: February 20, 1997

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **State's Attorneys - Confiscated Weapons - Return**

3 FOR the purpose of requiring the State's Attorney of each county to return any weapon
4 confiscated from a defendant in a criminal case if the defendant is acquitted or the
5 charge is dismissed or quashed; requiring that a confiscated weapon be returned
6 within a certain period after the verdict is announced or the charge is dismissed or
7 quashed; and generally relating to the return of confiscated weapons by the State's
8 Attorney.

9 BY adding to

10 Article 10 - Legal Officials
11 Section 39B
12 Annotated Code of Maryland
13 (1996 Replacement Volume)

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

16 **Article 10 - Legal Officials**

17 39B.

18 (A) THE STATE'S ATTORNEY OF EACH COUNTY SHALL RETURN ANY WEAPON
19 CONFISCATED FROM A DEFENDANT IN A CRIMINAL CASE IF THE DEFENDANT IS
20 ACQUITTED OR THE CHARGE IS DISMISSED OR QUASHED.

21 (B) THE STATE'S ATTORNEY SHALL RETURN THE WEAPON WITHIN 48 HOURS
22 AFTER THE VERDICT IS ANNOUNCED OR THE CHARGE IS DISMISSED OR QUASHED.

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