

HOUSE BILL 710

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HB 644/97 - JUD

1998 Regular Session
8r1448

By: **Delegates Faulkner, DeCarlo, M. Burns, Minnick, Ciliberti, Stocksdale,
Leopold, Beck, Menes, Snodgrass, Benson, B. Hughes, Morgan,
O'Donnell, Mossburg, Cryor, Jacobs, Clagett, Bobo, and Slade**

Introduced and read first time: February 11, 1998

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

9 BY adding to
10 Article 10 - Legal Officials
11 Section 40A
12 Annotated Code of Maryland
13 (1996 Replacement Volume and 1997 Supplement)

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 40A.

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

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

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

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

1 (1) SUBMITTED TO THE ATTORNEY GENERAL;

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

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

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 1998.