

HOUSE BILL 101

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HB 1382/01 - JUD

2002 Regular Session
2lr0082

(PRE-FILED)

By: **Chairman, Judiciary Committee (Departmental - Public Safety and
Correctional Services)**

Requested: October 19, 2001

Introduced and read first time: January 9, 2002

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Justice Information Advisory Board - Membership**

3 FOR the purpose of adding members to the Criminal Justice Information Advisory
4 Board; making stylistic changes; and generally relating to the membership of
5 the Criminal Justice Information Advisory Board.

6 BY repealing and reenacting, without amendments,
7 Article - Criminal Procedure
8 Section 10-207 and 10-209
9 Annotated Code of Maryland
10 (2001 Volume)

11 BY repealing and reenacting, with amendments,
12 Article - Criminal Procedure
13 Section 10-208
14 Annotated Code of Maryland
15 (2001 Volume)

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

18 **Article - Criminal Procedure**

19 10-207.

20 (a) There is a Criminal Justice Information Advisory Board.

21 (b) The Advisory Board is in the Department for administrative and
22 budgetary purposes only.

23 10-208.

24 (a) The Advisory Board consists of the following [18] 21 members:

- 1 (1) one member of the Senate appointed by the President;
 - 2 (2) one member of the House of Delegates appointed by the Speaker;
 - 3 (3) three members from the Judicial Branch of State government
4 appointed by the Chief Judge of the Court of Appeals;
 - 5 (4) the Executive Director of the Governor's Office of Crime Control and
6 Prevention;
 - 7 (5) three members recommended by the Secretary;
 - 8 (6) two members who are executive officials from State, county, or
9 municipal police units;
 - 10 (7) the Director of the Maryland Justice Analysis Center of the
11 Department of Criminology and Criminal Justice of the University of Maryland;
 - 12 (8) two elected county officials;
 - 13 (9) the Attorney General;
 - 14 (10) one elected official of a municipal corporation;
 - 15 (11) one State's Attorney; [and]
 - 16 (12) ONE MEMBER OF THE STATE COUNCIL ON CHILD ABUSE AND
17 NEGLECT RECOMMENDED BY THE COUNCIL CHAIRPERSON;
 - 18 (13) ONE REPRESENTATIVE OF THE DEPARTMENT OF HEALTH AND
19 MENTAL HYGIENE, RECOMMENDED BY THE SECRETARY OF HEALTH AND MENTAL
20 HYGIENE;
 - 21 (14) ONE REPRESENTATIVE OF THE DEPARTMENT OF JUVENILE JUSTICE
22 RECOMMENDED BY THE SECRETARY OF JUVENILE JUSTICE; AND
 - 23 [(12)] (15) one member from the public.
- 24 (b) Except for ex officio members and members appointed by the President of
25 the Senate, the Speaker of the House of Delegates, or the Chief Judge of the Court of
26 Appeals, the Governor shall appoint the members of the Advisory Board.
- 27 (c) The Governor shall designate a member of the Advisory Board as the
28 Chairman.
- 29 (d) (1) Subject to § 10-209 of this subtitle, the term of a member is 3 years.
 - 30 (2) At the end of a term, a member continues to serve until a successor is
31 appointed and qualifies.

1 (3) A member who is appointed after a term has begun serves only for
2 the rest of the term and until a successor is appointed and qualifies.

3 (e) (1) Except for the member of the Advisory Board from the public, each
4 member may designate a person to represent the member at any meeting or other
5 activity of the Advisory Board.

6 (2) A person designated by a voting member under paragraph (1) of this
7 subsection may vote on behalf of the voting member.

8 10-209.

9 (a) A majority of the members of the Advisory Board then serving is a quorum.

10 (b) (1) The Executive Director of the Governor's Office of Crime Control and
11 Prevention, the Attorney General, and two of the members of the Advisory Board that
12 the Secretary recommends shall serve on the Advisory Board as ex officio members.

13 (2) From the persons the Secretary recommends to the Governor to serve
14 on the Advisory Board, the Secretary shall designate the voting member.

15 (c) The Advisory Board sets the times and places of its meetings.

16 (d) A member of the Advisory Board:

17 (1) shall serve without compensation; but

18 (2) is entitled to reimbursement for expenses under the Standard State
19 Travel Regulations, as provided in the State budget.

20 (e) Subject to the approval of the head of the appropriate unit, the Advisory
21 Board may use the staff and facilities of the Department, the Administrative Office of
22 the Courts, and the Governor's Office of Crime Control and Prevention in the
23 performance of its functions.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 2002.