
By: **Prince George's County Delegation**
Introduced and read first time: February 4, 2002
Assigned to: Judiciary

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 12, 2002

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County - Sheriffs - Criminal Investigations**
3 **PG 302-02**

4 FOR the purpose of authorizing the Sheriff of Prince George's County or the Sheriff's
5 deputies to conduct certain criminal investigations under ~~a certain agreement~~
6 ~~with certain law enforcement agencies~~ certain circumstances; requiring the
7 Sheriff or Sheriff's deputy to notify certain law enforcement agencies within a
8 certain time that an investigation has commenced; requiring the Sheriff or
9 Sheriff's deputy to transfer an investigation under certain circumstances;
10 making certain stylistic changes; and generally relating to criminal
11 investigations conducted by the Sheriff of Prince George's County and the
12 Sheriff's deputies.

13 BY repealing and reenacting, with amendments,
14 Article - Courts and Judicial Proceedings
15 Section 2-309(r)(8)
16 Annotated Code of Maryland
17 (1998 Replacement Volume and 2001 Supplement)

18 BY adding to
19 Article - Courts and Judicial Proceedings
20 Section 2-309(r)(10)
21 Annotated Code of Maryland
22 (1998 Replacement Volume and 2001 Supplement)

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

3 **Article - Courts and Judicial Proceedings**

4 2-309.

5 (r) (8) The Sheriff and the Sheriff's deputies shall be limited in their duties
6 as law enforcement officers, as follows:

7 (i) The full power of arrest, the service of process of all writs,
8 summonses, orders, petitions, subpoenas, warrants, rules to show cause, and all other
9 legal papers;

10 (ii) The care and supervision of prisoners at any of the county
11 detention centers, hospitals, penal institutions, or other places of confinement;

12 (iii) The security of all State and county courts and perform such
13 duties as may be required of them by the courts;

14 (iv) The transportation of all legally detained persons; AND

15 (v) The administration and enforcement of casino night permits as
16 authorized by the governing body of the county[; and].

17 [(vi)] (9) Neither the Sheriff of Prince George's County nor any of
18 the Sheriff's deputies shall conduct criminal investigations, except [in]:

19 (I) IN matters concerning the Sheriff's department [or upon];

20 (II) ON request of the courts[, or as];

21 (III) AS necessary for the administration and enforcement of casino
22 night permits as authorized by the county governing body; OR

23 (IV) ~~IN ANY OTHER MATTER AS AGREED TO IN A MEMORANDUM OF~~
24 ~~UNDERSTANDING ENTERED INTO BETWEEN THE SHERIFF'S DEPARTMENT AND ANY~~
25 ~~OTHER LAW ENFORCEMENT AGENCY HAVING JURISDICTION OVER THE MATTER~~
26 ~~INVESTIGATIONS ARISING OUT OF OR INCIDENT TO NORMALLY ASSIGNED DUTIES.~~

27 (10) WHEN A SHERIFF OR SHERIFF'S DEPUTY HAS COMMENCED AN
28 INVESTIGATION UNDER PARAGRAPH (9)(IV) OF THIS SUBSECTION, THE SHERIFF OR
29 THE SHERIFF'S DESIGNEE:

30 (I) SHALL IMMEDIATELY NOTIFY THE APPROPRIATE LAW
31 ENFORCEMENT AGENCY THAT HAS JURISDICTION OVER THE MATTER; AND

32 (II) SHALL TRANSFER THE INVESTIGATION TO AN APPROPRIATE
33 LAW ENFORCEMENT AGENCY THAT HAS JURISDICTION OVER THE MATTER ON
34 REQUEST OF THE AGENCY.

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