

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 124

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “certain” in line 5 down through “Auditor” in line 9 and substitute “a certain alleged default by an officer or employee who is subject to audit or review to the Attorney General and a certain State’s Attorney”; in line 9, strike “authorizing” and substitute “requiring”; in lines 10 and 12, in each instance, after “General” insert “and the State’s Attorney”; in line 11, strike “audit or review” and substitute “audit, review, or investigation”; and strike in their entirety lines 22 through 31, inclusive.

AMENDMENT NO. 2

On page 2, in line 3, after “Section” insert “2-1225 and”; in line 9, strike the bracket; strike beginning with “The” in line 18 down through “review” in line 20 and substitute “IF THE LEGISLATIVE AUDITOR DISCOVERS ANY ALLEGED CRIMINAL VIOLATION BY A PERSON DURING THE COURSE OF AN AUDIT, REVIEW, OR INVESTIGATION, THE LEGISLATIVE AUDITOR SHALL REPORT THE ALLEGED VIOLATION TO THE ATTORNEY GENERAL AND AN APPROPRIATE STATE’S ATTORNEY”; after line 22, insert

“(3) UNLESS THE ATTORNEY GENERAL OR STATE’S ATTORNEY DECIDES TO PROSECUTE AN ALLEGED CRIMINAL VIOLATION REPORTED UNDER THIS SUBSECTION, THE ATTORNEY GENERAL AND STATE’S ATTORNEY SHALL KEEP THE REPORT OF THE LEGISLATIVE AUDITOR UNDER THIS SUBSECTION CONFIDENTIAL.

“(4) THE ATTORNEY GENERAL MAY INVESTIGATE AND PROSECUTE ANY ALLEGED CRIMINAL VIOLATION REPORTED UNDER THIS SUBSECTION AND HAS ALL THE POWERS AND DUTIES OF A STATE’S ATTORNEY, INCLUDING THE USE OF A GRAND JURY IN ANY COUNTY OR BALTIMORE CITY, TO INVESTIGATE AND PROSECUTE THE ALLEGED VIOLATION.”;

(Over)

and in line 31, strike the bracket.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 1 through 14, inclusive.