

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL NO. 863  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Criminal Procedure” and substitute “Public Safety”; strike beginning with “Evidence” in line 2 down through “Exception” in line 3 and substitute “- Written Policies”; strike beginning with “establishing” in line 4 down through “Act;” in line 11 and substitute “requiring each law enforcement agency in the State to adopt written policies relating to eyewitness identification that comply with certain standards by a certain date; requiring each law enforcement agency to file a copy of a certain policy with the Department of State Police by a certain date; requiring the Department to compile certain policies and allow public inspection of certain policies by a certain date;”; and in line 12, strike “evidence”.

AMENDMENT NO. 2

On page 1, strike in their entirety lines 13 through 17, inclusive, and substitute:

“BY adding to

Article - Public Safety

Section 3-504

Annotated Code of Maryland

(2003 Replacement Volume and 2005 Supplement)”.

AMENDMENT NO. 3

On pages 1 through 3, strike in their entirety the lines beginning with line 20 on page 1 through line 6 on page 3, inclusive, and substitute:

“Article - Public Safety

3-504.

(Over)

(A) ON OR BEFORE DECEMBER 1, 2006, EACH LAW ENFORCEMENT AGENCY IN THE STATE SHALL ADOPT WRITTEN POLICIES RELATING TO EYEWITNESS IDENTIFICATION THAT COMPLY WITH THE UNITED STATES DEPARTMENT OF JUSTICE STANDARDS ON OBTAINING ACCURATE EYEWITNESS IDENTIFICATION.

(B) ON OR BEFORE JANUARY 1, 2007, EACH LAW ENFORCEMENT AGENCY IN THE STATE SHALL FILE A COPY OF THE WRITTEN POLICY RELATING TO EYEWITNESS IDENTIFICATION WITH THE DEPARTMENT OF STATE POLICE.

(C) (1) ON OR BEFORE FEBRUARY 1, 2007, THE DEPARTMENT OF STATE POLICE SHALL COMPILE THE WRITTEN POLICY RELATING TO EYEWITNESS IDENTIFICATION OF EACH LAW ENFORCEMENT AGENCY IN THE STATE.

(2) THE DEPARTMENT OF STATE POLICE SHALL ALLOW PUBLIC INSPECTION OF EACH POLICY COMPILED.”.

AMENDMENT NO. 4

On page 3, in line 7, strike “4.” and substitute “2.”.