

# SENATE BILL 836

E4, D3, E2

9lr1728

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By: **Senators Muse, Jacobs, Mooney, and Stone**

Introduced and read first time: February 6, 2009

Assigned to: Judicial Proceedings

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## A BILL ENTITLED

1 AN ACT concerning

2 **Law Enforcement Officers' Bill of Rights – Discovery and Admissibility of**  
3 **Allegations**

4 FOR the purpose of establishing that an allegation against a law enforcement officer,  
5 including the existence of an investigation into an allegation against the officer  
6 and the content of the investigation, is not discoverable or admissible in a  
7 judicial proceeding in which the officer is testifying or for which the officer is a  
8 party if the investigation resulted in a certain outcome; and generally relating  
9 to allegations against law enforcement officers.

10 BY repealing and reenacting, with amendments,  
11 Article – Public Safety  
12 Section 3–110  
13 Annotated Code of Maryland  
14 (2003 Volume and 2008 Supplement)

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

17 **Article – Public Safety**

18 3–110.

19 (A) On written request, a law enforcement officer may have expunged from  
20 any file the record of a formal complaint made against the law enforcement officer if:

21 (1) (i) the law enforcement agency that investigated the complaint:

22 1. exonerated the law enforcement officer of all charges  
23 in the complaint; or

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



