

# SENATE BILL 1024

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3lr3348

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By: **Senator Shank**

Introduced and read first time: February 25, 2013

Assigned to: Rules

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## A BILL ENTITLED

1 AN ACT concerning

2 **Family Law – Domestic Violence Incident Report – Dissemination**

3 FOR the purpose of repealing a requirement that a certain law enforcement unit  
4 provide a copy of a certain domestic violence incident report to the Department  
5 of State Police; making a stylistic change; and generally relating to the  
6 dissemination of domestic violence incident reports.

7 BY repealing and reenacting, without amendments,  
8 Article – Family Law  
9 Section 4–502  
10 Annotated Code of Maryland  
11 (2012 Replacement Volume)

12 BY repealing and reenacting, with amendments,  
13 Article – Family Law  
14 Section 4–503.1  
15 Annotated Code of Maryland  
16 (2012 Replacement Volume)

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

19 **Article – Family Law**

20 4–502.

21 (a) (1) Any person who alleges to have been a victim of abuse and who  
22 believes there is a danger of serious and immediate personal harm may request the  
23 help of a local law enforcement unit.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1                   (2)    A local law enforcement officer who responds to the request for  
2 help shall:

3                           (i)    protect the person from harm when responding to the  
4 request; and

5                           (ii)    accompany the person to the family home so that the person  
6 may remove the following items, regardless of who paid for the items:

7                                   1.    the personal clothing of the person and of any child in  
8 the care of the person; and

9                                   2.    the personal effects, including medicine or medical  
10 devices, of the person and of any child in the care of the person that the person or child  
11 needs immediately.

12           (b)    A law enforcement officer who responds to a request described in  
13 subsection (a) of this section has the immunity from liability described under § 5–610  
14 of the Courts Article.

15    4–503.1.

16           (a)    If an incident report is filed when a law enforcement officer responds to a  
17 request for help under § 4–502 of this Part I of this subtitle, the law enforcement unit  
18 shall provide a copy of the report[:

19                           (1)    to the Department of State Police; and

20                           (2)    on request,] to the victim **ON REQUEST**.

21           (b)    The victim need not obtain a subpoena to receive a copy of the incident  
22 report.

23           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
24 October 1, 2013.