

SB0686/588479/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 686

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “prohibiting” in line 4 down through “Act;” in line 11 and substitute “authorizing a certain law enforcement agency to maintain a list of certain law enforcement officers solely for the purpose of satisfying a certain disclosure requirement relating to impeachment or exculpatory evidence; prohibiting a certain law enforcement agency from taking certain punitive action against a law enforcement officer whose name is on the list under certain circumstances; requiring a certain law enforcement agency to provide a certain notice to a certain law enforcement officer under certain circumstances; providing that a law enforcement officer maintains all rights of appeal under certain circumstances;”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 22 on page 1 through line 13 on page 2, inclusive, and substitute:

**“(A) A LAW ENFORCEMENT AGENCY REQUIRED BY LAW TO DISCLOSE INFORMATION FOR USE AS IMPEACHMENT OR EXCULPATORY EVIDENCE IN A CRIMINAL CASE, SOLELY FOR THE PURPOSE OF SATISFYING THE DISCLOSURE REQUIREMENT, MAY MAINTAIN A LIST OF LAW ENFORCEMENT OFFICERS WHO HAVE BEEN FOUND OR ALLEGED TO HAVE COMMITTED ACTS WHICH BEAR ON CREDIBILITY, INTEGRITY, HONESTY, OR OTHER CHARACTERISTICS THAT WOULD CONSTITUTE EXCULPATORY OR IMPEACHMENT EVIDENCE.**

**“(B) A LAW ENFORCEMENT AGENCY MAY NOT, BASED SOLELY ON THE FACT THAT A LAW ENFORCEMENT OFFICER IS INCLUDED ON THE LIST MAINTAINED UNDER SUBSECTION (A) OF THIS SECTION, TAKE PUNITIVE ACTION AGAINST THE LAW ENFORCEMENT OFFICER, INCLUDING:**

(Over)

- (1) DEMOTION;
- (2) DISMISSAL;
- (3) SUSPENSION WITHOUT PAY; OR
- (4) REDUCTION IN PAY.

(C) A LAW ENFORCEMENT AGENCY THAT MAINTAINS A LIST OF LAW ENFORCEMENT OFFICERS UNDER SUBSECTION (A) OF THIS SECTION SHALL PROVIDE TIMELY NOTICE TO EACH LAW ENFORCEMENT OFFICER WHOSE NAME HAS BEEN PLACED ON THE LIST.

(D) A LAW ENFORCEMENT OFFICER MAINTAINS ALL RIGHTS OF APPEAL PROVIDED IN THIS SUBTITLE.”.