

Chapter 8

(Senate Bill 24)

AN ACT concerning

Public Safety – Eyewitness Identification Policies – Repeal of Submission Requirement

FOR the purpose of repealing a requirement that certain law enforcement agencies submit certain policies relating to certain identification procedures to the Department of State Police; repealing a requirement that the Department compile certain policies; repealing a requirement to allow public inspection of certain policies; and generally relating to eyewitness identification policies.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 3–506
Annotated Code of Maryland
(2011 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 3–515(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2016 Supplement)

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

Article – Public Safety

3–506.

(a) On or before December 1, 2007, 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, 2008, 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, 2008, 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.

(d) (1)] On or before January 1, 2016, each law enforcement agency in the State shall:

[(i) 1.] (1) adopt the Police Training Commission's Eyewitness Identification Model Policy; or

[2.] (2) adopt and implement a written policy relating to identification procedures that complies with § 3-506.1 of this subtitle[; and

(ii) file a copy of the written policy with the Department of State Police.

(2) On or before February 1, 2016, the Department of State Police shall compile the written policies relating to identification procedures of each law enforcement agency in the State.

(3) The Department of State Police shall allow public inspection of each policy compiled under this subsection].

3-515.

(a) Except as provided in subsection (b) of this section, each law enforcement agency shall post all of the official policies of the law enforcement agency, including public complaint procedures and collective bargaining agreements:

(1) on the Web site of the Maryland Police Training and Standards Commission; and

(2) on the agency's own Web site, if the agency maintains a Web site.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2017.

Approved by the Governor, April 4, 2017.