

HOUSE BILL 584

D4

8lr1955

By: **Delegates Vogt, Afzali, Corderman, Dumais, McComas, Proctor, Reilly, and Rose**

Introduced and read first time: January 29, 2018

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

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

3 FOR the purpose of requiring a certain law enforcement unit to provide a copy of a certain
4 domestic violence incident report on request to the victim without charge and within
5 a certain period of time after the request; and generally relating to domestic violence
6 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 and 2017 Supplement)

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 and 2017 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 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 believes
22 there is a danger of serious and immediate personal harm may request the help of a local
23 law enforcement unit.

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 help
2 shall:

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

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

7 1. the personal clothing of the person and of any child in the
8 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 subsection
13 (a) of this section has the immunity from liability described under § 5–610 of the Courts
14 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 shall
18 provide a copy of the report to the victim on request **WITHOUT CHARGE TO THE VICTIM**
19 **AND WITHIN 48 HOURS OF THE REQUEST.**

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

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 2018.