

HB0670/703522/1

BY: Senator West

AMENDMENT TO HOUSE BILL 670, AS AMENDED
(Third Reading File Bill)

On page 33 of the bill, in line 27, strike the period and substitute “:

(E) (1) PROMPTLY AFTER COMPLETING AN INVESTIGATION OF MISCONDUCT BY A LAW ENFORCEMENT OFFICER IN WHICH THE LAW ENFORCEMENT OFFICER IS DETERMINED TO HAVE ENGAGED IN CONDUCT FOR WHICH DISCIPLINARY ACTION MAY BE IMPOSED, THE CHIEF OR THE CHIEF’S DESIGNEE SHALL:

(I) NOTIFY THE LAW ENFORCEMENT OFFICER OF:

1. EACH OFFENSE FOR WHICH THE LAW ENFORCEMENT OFFICER IS SUBJECT TO DISCIPLINARY ACTION;

2. THE POSSIBLE DISCIPLINARY ACTION THAT MAY BE IMPOSED FOR EACH OFFENSE; AND

3. THE PROPOSED DISCIPLINARY ACTION FOR EACH OFFENSE; AND

(II) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, PROVIDE THE LAW ENFORCEMENT OFFICER WITH A COPY OF THE INVESTIGATORY FILE AND ANY EXCULPATORY INFORMATION IF THE LAW ENFORCEMENT OFFICER AND ANY REPRESENTATIVE OF THE LAW ENFORCEMENT OFFICER AGREE TO EXECUTE A CONFIDENTIALITY AGREEMENT NOT TO DISCLOSE ANY MATERIAL CONTAINED IN THE INVESTIGATORY FILE AND EXCULPATORY INFORMATION.

(2) THE CHIEF OR THE CHIEF’S DESIGNEE MAY EXCLUDE OR REDACT THE IDENTITY OF A CONFIDENTIAL SOURCE FROM A COPY OF THE

(Over)

INVESTIGATORY FILE AND EXCULPATORY INFORMATION PROVIDED UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION.

On page 9 of the Judicial Proceedings Committee Amendments (HB0670/668370/1), in line 17 of Amendment No. 14, strike “**(G)**” and substitute “**(H)**”; and in line 20, strike “**(E)**” and substitute “**(F)**”.

On page 10 of the Judicial Proceedings Committee Amendments, in lines 9, 12, and 16 of Amendment No. 14, strike “**(F)**”, “**(G)**”, and “**(H)**”, respectively, and substitute “**(G)**”, “**(H)**”, and “**(I)**”, respectively.

On page 11 of the Judicial Proceedings Committee Amendments, in line 2 of Amendment No. 14, strike “**(I)**” and substitute “**(J)**”; and in the same line, strike “**(J)**” and substitute “**(K)**”.