

# HOUSE BILL 193

E2  
HB 1294/20 – JUD

(PRE-FILED)

11r0413

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By: **Delegate Guyton**

Requested: July 8, 2020

Introduced and read first time: January 13, 2021

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure – Victims of Crime – Private Room**

3 FOR the purpose of requiring the State Board of Victim Services to develop a certain poster  
4 to notify a victim of the right to request a certain private room when reporting a  
5 certain crime; requiring a certain law enforcement agency to display a certain poster;  
6 requiring a certain law enforcement agency to provide a certain private room to a  
7 certain victim under certain circumstances; defining a certain term; and generally  
8 relating to victims of crime.

9 BY repealing and reenacting, without amendments,  
10 Article – Criminal Procedure  
11 Section 11–911  
12 Annotated Code of Maryland  
13 (2018 Replacement Volume and 2020 Supplement)

14 BY repealing and reenacting, with amendments,  
15 Article – Criminal Procedure  
16 Section 11–914  
17 Annotated Code of Maryland  
18 (2018 Replacement Volume and 2020 Supplement)

19 BY adding to  
20 Article – Criminal Procedure  
21 Section 11–1002(d)  
22 Annotated Code of Maryland  
23 (2018 Replacement Volume and 2020 Supplement)

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

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



**Article – Criminal Procedure**

11–911.

There is a State Board of Victim Services in the Governor’s Office of Crime Prevention, Youth, and Victim Services.

11–914.

Subject to the authority of the Executive Director, the Board shall:

(1) submit to the Governor an annual written report of its activities, including its administration of the Fund;

(2) monitor the service needs of victims;

(3) advise the Governor on the needs of victims;

(4) recommend the appointment of the Victim Services Coordinator to the Executive Director;

(5) review and approve the Victim Services Coordinator’s plans and annual reports, and the Victim Services Coordinator’s implementation, operation, and revision of programs;

(6) approve or disapprove each grant application submitted by the Governor’s Office of Crime Prevention, Youth, and Victim Services;

(7) advise the State’s Attorneys’ Coordination Council on the adoption of regulations governing the administration of the Victim and Witness Protection and Relocation Program established under § 11–902 of this subtitle;

(8) advise the State’s Attorneys’ Coordinator on the administration of the Victim and Witness Protection and Relocation Program;

(9) **(I)** develop pamphlets to notify victims and victim’s representatives of the rights, services, and procedures provided under Article 47 of the Maryland Declaration of Rights or State law, how to request information regarding an unsolved case, and how to request that an offender be placed on electronic monitoring or electronic monitoring with victim stay–away alert technology, including:

**[(i)] 1.** one pamphlet relating to the MDEC system protocol registration process and the time before and after the filing of a charging document other than an indictment or information in circuit court; and

**[(ii)] 2.** a second pamphlet relating to the time after the filing of an indictment or information in circuit court; and

1                   **(II) DEVELOP A POSTER TO NOTIFY VICTIMS OF THE RIGHT TO**  
2 **REQUEST A PRIVATE ROOM IN A LAW ENFORCEMENT AGENCY OR UNIT TO REPORT**  
3 **CRIMES UNDER TITLE 3 OF THE CRIMINAL LAW ARTICLE; AND**

4                   (10) develop a notification request form and an MDEC system protocol in  
5 consultation with the Administrative Office of the Courts, through which a victim or  
6 victim’s representative may request to be notified under § 11–104 of this title.

7 11–1002.

8                   **(D) (1) IN THIS SUBSECTION, “LAW ENFORCEMENT AGENCY” HAS THE**  
9 **MEANING STATED IN § 3–201 OF THE PUBLIC SAFETY ARTICLE.**

10                   **(2) EACH LAW ENFORCEMENT AGENCY SHALL:**

11                   **(I) DISPLAY A POSTER DEVELOPED BY THE STATE BOARD OF**  
12 **VICTIM SERVICES THAT INFORMS A VICTIM OF THE RIGHT TO REQUEST A PRIVATE**  
13 **ROOM TO REPORT INFORMATION RELATED TO A CRIME UNDER TITLE 3 OF THE**  
14 **CRIMINAL LAW ARTICLE; AND**

15                   **(II) PROVIDE, ON REQUEST, A PRIVATE ROOM TO A VICTIM TO**  
16 **REPORT INFORMATION RELATED TO A CRIME UNDER TITLE 3 OF THE CRIMINAL**  
17 **LAW ARTICLE.**

18                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
19 October 1, 2021.