

# HOUSE BILL 270

E2

(PRE-FILED)

1lr1142  
CF 1lr1841

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By: **Delegate K. Young**

Requested: October 26, 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 Sexually Assaultive Behavior – Required**  
3 **Meeting**

4 FOR the purpose of requiring a certain assistant State’s Attorney to meet with certain  
5 victims of sexually assaultive behavior under certain circumstances; establishing  
6 certain requirements for a certain meeting; defining a certain term; and generally  
7 relating to victims’ rights.

8 BY adding to

9 Article – Criminal Procedure

10 Section 11–1009

11 Annotated Code of Maryland

12 (2018 Replacement Volume and 2020 Supplement)

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

14 That the Laws of Maryland read as follows:

15 **Article – Criminal Procedure**

16 **11–1009.**

17 **(A) IN THIS SECTION, “SEXUALLY ASSAULTIVE BEHAVIOR” HAS THE**  
18 **MEANING STATED IN § 10–923 OF THE COURTS ARTICLE.**

19 **(B) FOR AN INVESTIGATION OR CASE INVOLVING A VICTIM OF SEXUALLY**  
20 **ASSAULTIVE BEHAVIOR, AT THE REQUEST OF THE VICTIM, AN ASSISTANT STATE’S**  
21 **ATTORNEY WITH KNOWLEDGE OF THE CASE SHALL MEET WITH THE VICTIM OR A**  
22 **REPRESENTATIVE DESIGNATED BY THE VICTIM WITHIN 10 DAYS AFTER A DECISION**  
23 **TO:**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(1) NOT FILE A CHARGING DOCUMENT AGAINST AN ALLEGED**  
2 **SUSPECT; OR**

3           **(2) DISMISS CHARGES AGAINST AN ALLEGED SUSPECT.**

4           **(C) AT THE MEETING REQUIRED UNDER THIS SECTION, THE ASSISTANT**  
5 **STATE'S ATTORNEY SHALL EXPLAIN THE JUSTIFICATION FOR NOT FILING A**  
6 **CHARGING DOCUMENT OR FOR DISMISSING THE CHARGES.**

7           **(D) THE MEETING REQUIRED UNDER THIS SECTION MAY BE CONDUCTED IN**  
8 **PERSON, BY PHONE, OR BY OTHER MEANS AS REQUESTED BY THE VICTIM.**

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