

# HOUSE BILL 607

D1

2lr2914

---

By: **Delegates Davis, Bartlett, Crutchfield, W. Fisher, Henson, Moon, Shetty, and Terrasa**

Introduced and read first time: January 31, 2022

Assigned to: Judiciary

---

## A BILL ENTITLED

1 AN ACT concerning

2 **Courts and Judicial Proceedings – Grand Jury – Transcription of Testimony**

3 FOR the purpose of requiring, rather than authorizing, a jury judge for a county to order a  
4 court reporter to take and transcribe testimony given before a grand jury for the  
5 county; and generally relating to the transcription of testimony given before a grand  
6 jury.

7 BY repealing and reenacting, with amendments,

8 Article – Courts and Judicial Proceedings

9 Section 2–503

10 Annotated Code of Maryland

11 (2020 Replacement Volume and 2021 Supplement)

12 BY repealing and reenacting, without amendments,

13 Article – Courts and Judicial Proceedings

14 Section 8–416

15 Annotated Code of Maryland

16 (2020 Replacement Volume and 2021 Supplement)

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

18 That the Laws of Maryland read as follows:

19 **Article – Courts and Judicial Proceedings**

20 2–503.

21 The jury judge for a county [may] **SHALL** order a court reporter to take and  
22 transcribe testimony given before a grand jury for the county for use as provided in [§  
23 8–416(c)(1)] **§ 8–416(C)** of this article.

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 8-416.

2 (a) A court reporter ordered to take testimony given before a grand jury shall take  
3 and transcribe the testimony.

4 (b) (1) A court reporter shall provide, as requested, a transcript of testimony  
5 given before a grand jury for a county to the grand jury and State's Attorney for the county.

6 (2) Each transcript of testimony given before a grand jury for a county shall  
7 be kept in the custody of the State's Attorney for the county.

8 (3) Unless the circuit court for a county orders otherwise after hearing the  
9 State's Attorney for the county, neither the original nor a copy of the transcript of testimony  
10 given before a grand jury may be taken from the office of the State's Attorney for the county,  
11 other than for use of the grand jury or for production in court.

12 (4) On written order of the circuit court for a county, granted on written  
13 motion of the State's Attorney for the county, the State's Attorney may have the notes as  
14 to, and transcript of, grand jury testimony destroyed.

15 (c) Except on written order of the circuit court for a county after hearing the  
16 State's Attorney for the county:

17 (1) A record of testimony given before a grand jury is for the exclusive use  
18 and benefit of the grand jury and the State's Attorney; and

19 (2) A court reporter may not:

20 (i) Allow any other governmental unit or person to read or have a  
21 copy of all or any part of the record; or

22 (ii) Disclose wholly or partly the character of the contents of the  
23 record to any other governmental unit or person.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
25 October 1, 2022.