AMENDMENTS TO SENATE BILL 290
(Third Reading File Bill)

AMENDMENT NO. 1
On page 1, in line 2, strike “Office of the Attorney General –”; strike beginning with “repealing” in line 5 down through “time;” in line 7; in line 8, strike “Attorney General” and substitute “State Prosecutor”; and in line 10, after “Division” insert “and the State Prosecutor”.

On page 2, strike in their entirety lines 4 through 8, inclusive, and substitute:

“BY adding to
Article - Criminal Procedure
Section 14-109(c)
Annotated Code of Maryland
(2018 Replacement Volume and 2022 Supplement)”.

AMENDMENT NO. 2
On page 4, in line 10, strike the bracket; strike beginning with “State’s” in line 12 down through “matter” in line 13 and substitute “STATE PROSECUTOR”; in line 17, strike the first bracket; in line 22, strike “(F)” and substitute “(G)”; and in line 30, strike “(g)” and substitute “(H)”.

On pages 5 and 6, strike in their entirety the lines beginning with line 25 on page 5 through line 5 on page 6, inclusive, and substitute:

“Article – Criminal Procedure
14–109.”
(C) (1) **Except as provided in paragraph (3) of this subsection, if the State Prosecutor determines that an investigation conducted under § 6–602 of the State Government Article provides sufficient grounds for the prosecution of a criminal offense discovered in the course of the investigation, the State Prosecutor shall have exclusive authority to prosecute the offense.**

(2) **The State Prosecutor, in the State Prosecutor’s discretion, may prosecute a police–involved incident not otherwise within the investigative jurisdiction of the Independent Investigations Division under § 6–602(c) of the State Government Article if the incident is referred by a State’s Attorney to the State Prosecutor for prosecution.**

(3) **A State’s Attorney may prosecute a criminal offense described in paragraph (1) of this subsection only if the State Prosecutor requests that the State’s Attorney prosecute the offense.**