

HON. STACY A. MAYER  
CIRCUIT COURT  
JUDGE  
BALTIMORE COUNTY  
CHAIR

HON. RICHARD SANDY  
CIRCUIT COURT  
JUDGE  
FREDERICK COUNTY  
VICE-CHAIR



KELLEY O'CONNOR  
ASSISTANT STATE COURT  
ADMINISTRATOR  
GOVERNMENT RELATIONS  
AND PUBLIC AFFAIRS  
P: (410) 260-1560

SUZANNE PELZ, ESQ.  
SNR. GOVT. RELATIONS AND  
PUBLIC AFFAIRS OFFICER  
P: (410)260-1523

## MARYLAND JUDICIAL COUNCIL LEGISLATIVE COMMITTEE

### MEMORANDUM

**TO:** House Judiciary Committee  
**FROM:** Legislative Committee  
Suzanne D. Pelz, Esq.  
410-260-1523  
**RE:** House Bill 703  
Criminal Procedure – Diagnosis of Developmental Disability or  
Intellectual Disability - Evidence  
**DATE:** January 29, 2025  
(2/11)  
**INFORMATIONAL COMMENT PAPER**

---

The Judiciary has no position on the bill but submits the below information for the Committee's consideration.

As drafted, the bill suggests that a judge or district court commissioner will have access to information regarding a defendant's diagnosis at the time of initial appearance or at a pretrial release determination. This information is often unavailable at that early stage of the proceeding. As such, the mandatory provision that it "shall" be considered may not be possible, if not known or presented at that stage of the proceeding.

cc. Hon. Aaron Kaufman  
Judicial Council  
Legislative Committee  
Kelley O'Connor