

# SENATE BILL 35

D4  
SB 1024/13 – JPR

(PRE-FILED)

4lr0715

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By: **Senator Shank**

Requested: October 23, 2013

Introduced and read first time: January 8, 2014

Assigned to: Judicial Proceedings

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Committee Report: Favorable

Senate action: Adopted

Read second time: January 28, 2014

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Family Law – Domestic Violence Incident Report – Dissemination**

3 FOR the purpose of repealing a requirement that a certain law enforcement unit  
4 provide a copy of a certain domestic violence incident report to the Department  
5 of State Police; and generally relating to the dissemination of domestic violence  
6 incident reports.

7 BY repealing and reenacting, without amendments,  
8 Article – Family Law  
9 Section 4–502  
10 Annotated Code of Maryland  
11 (2012 Replacement Volume and 2013 Supplement)

12 BY repealing and reenacting, with amendments,  
13 Article – Family Law  
14 Section 4–503.1  
15 Annotated Code of Maryland  
16 (2012 Replacement Volume and 2013 Supplement)

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

19 **Article – Family Law**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 4–502.

2 (a) (1) Any person who alleges to have been a victim of abuse and who  
3 believes there is a danger of serious and immediate personal harm may request the  
4 help of a local law enforcement unit.

5 (2) A local law enforcement officer who responds to the request for  
6 help shall:

7 (i) protect the person from harm when responding to the  
8 request; and

9 (ii) accompany the person to the family home so that the person  
10 may remove the following items, regardless of who paid for the items:

11 1. the personal clothing of the person and of any child in  
12 the care of the person; and

13 2. the personal effects, including medicine or medical  
14 devices, of the person and of any child in the care of the person that the person or child  
15 needs immediately.

16 (b) A law enforcement officer who responds to a request described in  
17 subsection (a) of this section has the immunity from liability described under § 5–610  
18 of the Courts Article.

19 4–503.1.

20 (a) If an incident report is filed when a law enforcement officer responds to a  
21 request for help under § 4–502 of this Part I of this subtitle, the law enforcement unit  
22 shall provide a copy of the report[:

23 (1) to the Department of State Police; and

24 (2) on request,] to the victim **ON REQUEST**.

25 (b) The victim need not obtain a subpoena to receive a copy of the incident  
26 report.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
28 October 1, 2014.