

# HOUSE BILL 1279

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By: **Chair, Judiciary Committee (By Request – Departmental – Public Safety and Correctional Services)**

Rules suspended

Introduced and read first time: March 12, 2015

Assigned to: Rules and Executive Nominations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure – Criminal Justice Information Advisory Board – Members**

3 FOR the purpose of altering the membership of the Criminal Justice Information Advisory  
4 Board; and generally relating to the Criminal Justice Information Advisory Board.

5 BY repealing and reenacting, with amendments,

6 Article – Criminal Procedure

7 Section 10–208

8 Annotated Code of Maryland

9 (2008 Replacement Volume and 2014 Supplement)

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

### Article – Criminal Procedure

13 10–208.

14 (a) The Advisory Board consists of the following 25 members:

15 (1) one member of the Senate appointed by the President;

16 (2) one member of the House of Delegates appointed by the Speaker;

17 (3) three members from the Judicial Branch of State government  
18 appointed by the Chief Judge of the Court of Appeals;

19 (4) the Executive Director of the Governor’s Office of Crime Control and  
20 Prevention;

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (5) three members recommended by the Secretary;

2 (6) two members who are executive officials from State, county, or  
3 municipal police units;

4 (7) the [Director] **DIRECTOR OR CHAIR** of [the Maryland Justice Analysis  
5 Center of the Department of Criminology and Criminal Justice of the University of  
6 Maryland] **A CRIMINOLOGY STUDIES PROGRAM AT A UNIVERSITY OR COLLEGE IN  
7 THE STATE;**

8 (8) two elected county officials;

9 (9) the Attorney General;

10 (10) two elected officials from separate municipal corporations;

11 (11) one State's Attorney;

12 (12) one member of the State Council on Child Abuse and Neglect  
13 recommended by the Council chairperson;

14 (13) one representative of the Department of Health and Mental Hygiene  
15 recommended by the Secretary of Health and Mental Hygiene;

16 (14) one representative of the Department of Juvenile Services  
17 recommended by the Secretary of Juvenile Services;

18 (15) one representative from the Motor Vehicle Administration  
19 recommended by the Secretary of Transportation;

20 (16) the State Chief Information Officer;

21 (17) the Executive Director of the Governor's Office of Homeland Security;  
22 and

23 (18) one member from the public.

24 (b) Except for ex officio members and members appointed by the President of the  
25 Senate, the Speaker of the House of Delegates, or the Chief Judge of the Court of Appeals,  
26 the Governor shall appoint the members of the Advisory Board.

27 (c) The Governor shall designate a member of the Advisory Board as the  
28 Chairman.

29 (d) (1) Subject to § 10–209 of this subtitle, the term of a member is 3 years.

1                   (2)    At the end of a term, a member continues to serve until a successor is  
2 appointed and qualifies.

3                   (3)    A member who is appointed after a term has begun serves only for the  
4 rest of the term and until a successor is appointed and qualifies.

5           (e)    (1)    Except for the member of the Advisory Board from the public, each  
6 member may designate a person to represent the member at any meeting or other activity  
7 of the Advisory Board.

8                   (2)    A person designated by a member under paragraph (1) of this  
9 subsection may vote on behalf of the member.

10           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
11 October 1, 2015.