

# HOUSE BILL 628

E2, E4

6lr2482

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By: **Delegates Moon, Carter, Cullison, Morales, Platt, and Smith**

Introduced and read first time: February 4, 2016

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure – Traffic Stops – Officer Disclosures**

3 FOR the purpose of requiring that, at the time that a law enforcement officer makes a  
4 traffic stop, the law enforcement officer disclose to the driver of the vehicle the law  
5 enforcement officer's name, badge number, and the reason for the stop, except under  
6 certain circumstances; defining certain terms; and generally relating to traffic stops.

7 BY adding to

8 Article – Criminal Procedure

9 Section 2–109

10 Annotated Code of Maryland

11 (2008 Replacement Volume and 2015 Supplement)

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

14 **Article – Criminal Procedure**

15 **2–109.**

16 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**  
17 **INDICATED.**

18 **(2) “LAW ENFORCEMENT AGENCY” MEANS AN AGENCY THAT IS**  
19 **LISTED IN § 3–101(E) OF THE PUBLIC SAFETY ARTICLE.**

20 **(3) “LAW ENFORCEMENT OFFICER” MEANS ANY PERSON WHO, IN AN**  
21 **OFFICIAL CAPACITY, IS AUTHORIZED BY LAW TO MAKE ARRESTS AND WHO IS AN**  
22 **EMPLOYEE OF A LAW ENFORCEMENT AGENCY.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(4) “TRAFFIC STOP” MEANS AN INSTANCE WHEN A LAW**  
2 **ENFORCEMENT OFFICER STOPS THE DRIVER OF A MOTOR VEHICLE AND DETAINS**  
3 **THE DRIVER FOR ANY PERIOD OF TIME FOR A SUSPECTED VIOLATION OF THE**  
4 **MARYLAND VEHICLE LAW OR OF ANY OTHER LAW.**

5           **(B) EXCEPT UNDER EXIGENT CIRCUMSTANCES, AT THE TIME THAT A LAW**  
6 **ENFORCEMENT OFFICER MAKES A TRAFFIC STOP, THE LAW ENFORCEMENT OFFICER**  
7 **IMMEDIATELY SHALL DISCLOSE TO THE DRIVER OF THE MOTOR VEHICLE THE LAW**  
8 **ENFORCEMENT OFFICER’S NAME, BADGE NUMBER, AND THE REASON FOR THE**  
9 **TRAFFIC STOP.**

10           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
11 October 1, 2016.