

**SB0581/533021/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 581  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “of” insert “adding positive community feedback to the list of records that are not considered personnel records for certain purposes;”; and after line 7, insert:

“BY repealing and reenacting, with amendments,  
Article – General Provisions  
Section 4-311(c) and 4-351(a)  
Annotated Code of Maryland  
(2019 Replacement Volume and 2021 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 14, insert:

**Article – General Provisions**

4-311.

(c) (1) Except as provided in paragraph (2) of this subsection, THE FOLLOWING RECORDS ARE NOT PERSONNEL RECORDS FOR THE PURPOSES OF THIS SECTION:

**(I) a record relating to an administrative or criminal investigation of misconduct by a police officer, including an internal affairs investigatory record[.];**

**(II) a hearing record[.];**

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**(III) A RECORD OF POSITIVE COMMUNITY FEEDBACK; and**

**(IV) records relating to a disciplinary decision[, is not a personnel record for purposes of this section].**

**(2) A record of a technical infraction is a personnel record for the purposes of this section.**

**4-351.**

**(a) Subject to subsections (b), (c), and (d) of this section, a custodian may deny inspection of:**

**(1) records of investigations conducted by the Attorney General, a State's Attorney, a municipal or county attorney, a police department, or a sheriff;**

**(2) an investigatory file compiled for any other law enforcement, judicial, correctional, or prosecution purpose;**

**(3) records that contain intelligence information or security procedures of the Attorney General, a State's Attorney, a municipal or county attorney, a police department, a State or local correctional facility, or a sheriff; or**

**(4) records, other than a record of a technical infraction, relating to an administrative or criminal investigation of misconduct by a police officer, including an internal affairs investigatory record, a hearing record, A RECORD OF POSITIVE COMMUNITY FEEDBACK, and records relating to a disciplinary decision."**

**AMENDMENT NO. 3**

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On page 2, in line 9, strike “CITIZEN COMPLAINT” and substitute “**POSITIVE  
COMMUNITY FEEDBACK**”.