

# HOUSE BILL 225

E2  
HB 270/21 – JUD

2lr0827  
CF SB 300

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By: **Delegates K. Young, Belcastro, Forbes, Kerr, McComas, Reznik, and Ruth**

Introduced and read first time: January 13, 2022

Assigned to: Judiciary

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Committee Report: Favorable

House action: Adopted

Read second time: March 7, 2022

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

1 AN ACT concerning

2 **Criminal Procedure – Victims of Sexually Assaultive Behavior**

3 FOR the purpose of requiring a certain assistant State’s Attorney to meet with a victim of  
4 sexually assaultive behavior if the Office of the State’s Attorney has elected to  
5 dismiss charges or not file charges against an alleged suspect; and generally relating  
6 to victims’ rights.

7 BY adding to

8 Article – Criminal Procedure

9 Section 11–1009

10 Annotated Code of Maryland

11 (2018 Replacement Volume and 2021 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 **11–1009.**

16 (A) IN THIS SECTION, “SEXUALLY ASSAULTIVE BEHAVIOR” HAS THE  
17 MEANING STATED IN § 10–923 OF THE COURTS ARTICLE.

18 (B) FOR AN INVESTIGATION OR A CASE INVOLVING A VICTIM OF SEXUALLY  
19 ASSAULTIVE BEHAVIOR, AN ASSISTANT STATE’S ATTORNEY WITH KNOWLEDGE OF

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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 THE CASE SHALL MEET WITH THE VICTIM OR A REPRESENTATIVE DESIGNATED BY  
2 THE VICTIM WITHIN 20 DAYS AFTER RECEIVING A REQUEST FROM THE VICTIM TO  
3 MEET REGARDING A DECISION BY THE OFFICE OF THE STATE’S ATTORNEY:

4 (1) NOT TO FILE A CHARGING DOCUMENT AGAINST AN ALLEGED  
5 SUSPECT; OR

6 (2) TO DISMISS CHARGES AGAINST AN ALLEGED SUSPECT.

7 (C) AT THE MEETING REQUIRED UNDER THIS SECTION, THE ASSISTANT  
8 STATE’S ATTORNEY SHALL EXPLAIN THE JUSTIFICATION FOR NOT FILING A  
9 CHARGING DOCUMENT OR FOR DISMISSING THE CHARGES.

10 (D) THE MEETING REQUIRED UNDER THIS SECTION MAY BE CONDUCTED IN  
11 PERSON, BY PHONE, OR BY OTHER MEANS MUTUALLY AGREED ON.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
13 October 1, 2022.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.