

law-enforcement officer, alleging brutality in the execution of his duties, [shall] MAY NOT be investigated unless the complaint be duly sworn to BY THE AGGRIEVED PERSON, A MEMBER OF THE AGGRIEVED PERSON'S IMMEDIATE FAMILY, OR BY ANY PERSON WITH FIRST HAND KNOWLEDGE OBTAINED AS A RESULT OF THE PRESENCE AT AND OBSERVATION OF THE ALLEGED INCIDENT, OR BY THE PARENT OR GUARDIAN IN THE CASE OF A MINOR CHILD before an official authorized to administer oaths. AN INVESTIGATION WHICH COULD LEAD TO DISCIPLINARY ACTION UNDER THIS SUBTITLE FOR BRUTALITY MAY NOT BE INITIATED AND AN ACTION MAY NOT BE TAKEN UNLESS THE COMPLAINT IS FILED WITHIN ~~30~~ 90 DAYS OF THE ALLEGED BRUTALITY.

(5) The law-enforcement officer under investigation shall be informed in writing of the nature of the investigation prior to any interrogation, [and of the names of all witnesses]. UPON COMPLETION OF THE INVESTIGATION, THE LAW-ENFORCEMENT OFFICER SHALL BE NOTIFIED OF THE NAME OF ANY WITNESS NOT LESS THAN TEN DAYS PRIOR TO ANY HEARING.

(6) Interrogating sessions shall be for reasonable periods and shall be timed to allow for [such] ANY personal necessities and rest periods as are reasonably necessary.

(7) (I) The law-enforcement officer under interrogation [shall] MAY not be threatened with transfer, dismissal, or disciplinary action.

(II) THIS SUBTITLE DOES NOT PREVENT ANY LAW-ENFORCEMENT AGENCY FROM REQUIRING A LAW-ENFORCEMENT OFFICER UNDER INVESTIGATION TO SUBMIT TO BLOOD ALCOHOL TESTS, BLOOD, BREATH, OR URINE TESTS FOR CONTROLLED DANGEROUS SUBSTANCES, POLYGRAPH EXAMINATIONS, OR INTERROGATIONS WHICH SPECIFICALLY RELATE TO THE SUBJECT MATTER OF THE INVESTIGATION. THIS SUBTITLE DOES NOT PREVENT A LAW-ENFORCEMENT AGENCY FROM COMMENCING ANY ACTION WHICH MAY LEAD TO A PUNITIVE MEASURE AS A RESULT OF A LAW-ENFORCEMENT OFFICER'S REFUSAL TO SUBMIT TO A BLOOD ALCOHOL TEST, BLOOD, BREATH, OR URINE TESTS FOR CONTROLLED DANGEROUS SUBSTANCES, POLYGRAPH EXAMINATION, OR INTERROGATION, AFTER HAVING BEEN ORDERED TO DO SO BY THE LAW-ENFORCEMENT AGENCY. THE RESULTS OF ANY BLOOD ALCOHOL TEST, BLOOD, BREATH, OR URINE TEST FOR CONTROLLED DANGEROUS SUBSTANCES, POLYGRAPH EXAMINATION, OR INTERROGATION, AS MAY BE REQUIRED BY THE LAW-ENFORCEMENT AGENCY UNDER THIS SUBPARAGRAPH ARE NOT ADMISSIBLE IN ANY CRIMINAL PROCEEDINGS AGAINST THE LAW-ENFORCEMENT OFFICER WHEN THE LAW-ENFORCEMENT OFFICER HAS BEEN ORDERED TO SUBMIT THERETO. THE RESULTS OF A POLYGRAPH EXAMINATION MAY NOT BE USED AS EVIDENCE IN ANY ADMINISTRATIVE HEARING WHEN THE LAW-ENFORCEMENT OFFICER HAS BEEN ORDERED TO SUBMIT TO A POLYGRAPH EXAMINATION BY THE LAW-ENFORCEMENT AGENCY UNLESS THE AGENCY AND THE LAW-ENFORCEMENT OFFICER AGREE TO THE ADMISSION OF THE RESULTS AT THE ADMINISTRATIVE HEARING.