

~~(d) Notwithstanding any other provision of the Code or the Maryland Rules, a statement of charges for an offense allegedly committed in the course of executing the officer's [law enforcement] OR PERSONNEL'S OFFICIAL duties may not be filed against a law enforcement officer OR SCHOOL PERSONNEL until the State's Attorney has investigated the circumstances of the matter and made recommendations to the District Court Commissioner in accordance with subsection (c) of this section.~~

~~(e) This section may not be construed to preclude the State's Attorney from making a determination that an information should be filed against a law enforcement officer OR SCHOOL PERSONNEL or that a grand jury should be convened to determine whether an indictment should be filed.~~

#### Article—Education

6-202.1.

~~NOTWITHSTANDING ANY OTHER PROVISIONS OF LAW, ANY CRIMINAL CHARGES AGAINST A TEACHER, PRINCIPAL, SUPERVISOR, OR OTHER ADMINISTRATOR OF A PUBLIC OR PRIVATE SCHOOL FOR AN OFFENSE ALLEGEDLY COMMITTED IN THE COURSE OF EXECUTING OFFICIAL DUTIES SHALL BE BROUGHT IN ACCORDANCE WITH § 2-608 OF THE COURTS ARTICLE.~~

~~SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed only prospectively and may not be applied or interpreted to have any effect on or application to offenses occurring before the effective date of this Act.~~

~~SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1995.~~

(a) (1) In this section the following words have the meanings indicated.

(2) "Charging document" means a written accusation alleging that a defendant has committed an offense.

(3) "Citation" means a charging document, other than an indictment, an information, or a statement of charges, issued to a defendant by a peace officer or other person authorized by law to do so.

(4) "EDUCATOR" MEANS A PRINCIPAL, VICE-PRINCIPAL, TEACHER, OR TEACHER'S AIDE AT A PUBLIC OR PRIVATE PRESCHOOL, ELEMENTARY, OR SECONDARY SCHOOL.

I(4) I(5) "Indictment" means a charging document returned by a grand jury and filed in circuit court.

I(5) I(6) "Information" means a charging document filed in court by a State's Attorney.

I(6) I(7) "Offense" means a violation of the criminal laws of the State or any political subdivision of the State.