

A LAW ENFORCEMENT OFFICER WHO RESPONDS TO A REQUEST FOR HELP UNDER § 4-502 OF THIS PART I OF THIS SUBTITLE SHALL GIVE THE VICTIM A WRITTEN NOTICE THAT:

(1) INCLUDES THE TELEPHONE NUMBER OF A LOCAL DOMESTIC VIOLENCE PROGRAM THAT RECEIVES FUNDING FROM THE DEPARTMENT OF HUMAN RESOURCES; AND

(2) STATES THAT:

(I) THE VICTIM MAY REQUEST THAT A DISTRICT COURT COMMISSIONER FILE A CRIMINAL CHARGING DOCUMENT AGAINST THE ALLEGED ABUSER;

(II) IF THE COMMISSIONER DECLINES TO CHARGE THE ALLEGED ABUSER, THE VICTIM MAY REQUEST THAT THE STATE'S ATTORNEY FILE A CRIMINAL CHARGING DOCUMENT AGAINST THE ALLEGED ABUSER;

(III) THE VICTIM MAY FILE IN THE DISTRICT COURT OR A CIRCUIT COURT UNDER THIS SUBTITLE, A PETITION FOR RELIEF FROM ABUSE; AND

(IV) THE VICTIM MAY OBTAIN A COPY OF THE INCIDENT REPORT, AS PROVIDED UNDER § 4-503.1 OF THIS PART I OF THIS SUBTITLE.

(B) CIVIL LIABILITY NOT APPLICABLE.

A LAW ENFORCEMENT OFFICER MAY NOT BE HELD LIABLE IN A CIVIL ACTION THAT ARISES FROM THE OFFICER'S FAILURE TO PROVIDE THE NOTICE REQUIRED UNDER SUBSECTION (A) OF THIS SECTION.

REVISOR'S NOTE: Chapter 10, Acts of 2001, which enacted the Criminal Procedure Article, also enacted this section, which is new language derived without substantive change from former Art. 27, § 799.

Defined terms: "Abuse" § 4-501
"Victim" § 4-501

4-503.1. REPORT OF ABUSE TO STATE POLICE AND VICTIM.

(A) IN GENERAL.

IF AN INCIDENT REPORT IS FILED WHEN A LAW ENFORCEMENT OFFICER RESPONDS TO A REQUEST FOR HELP UNDER § 4-502 OF THIS PART I OF THIS SUBTITLE, THE LAW ENFORCEMENT UNIT SHALL PROVIDE A COPY OF THE REPORT:

(1) TO THE DEPARTMENT OF STATE POLICE; AND

(2) ON REQUEST, TO THE VICTIM.

(B) SUBPOENA NOT NECESSARY.

THE VICTIM NEED NOT OBTAIN A SUBPOENA TO RECEIVE A COPY OF THE INCIDENT REPORT.

REVISOR'S NOTE: Chapter 10, Acts of 2001, which enacted the Criminal