

(2) IF THE STATE'S ATTORNEY RECOMMENDS TO A DISTRICT COURT COMMISSIONER THAT A STATEMENT OF CHARGES BE FILED AGAINST A LAW ENFORCEMENT OFFICER, THE STATE'S ATTORNEY SHALL ALSO MAKE A RECOMMENDATION AS TO WHETHER A SUMMONS OR WARRANT SHOULD ISSUE.

(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 DUTIES MAY NOT BE FILED AGAINST A LAW ENFORCEMENT OFFICER 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 THAT A GRAND JURY SHOULD BE CONVENED TO DETERMINE WHETHER AN INDICTMENT SHOULD BE FILED.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1992.

Approved May 12, 1992.

---

**CHAPTER 334**

**(House Bill 611)**

AN ACT concerning

**State Board of Physician Quality Assurance**

FOR the purpose of altering the distribution of certain funds paid by physician assistants to the State Board of Physician Quality Assurance.

BY repealing and reenacting, with amendments,

Article - Health Occupations

Section 15-206

Annotated Code of Maryland

(1991 Replacement Volume and 1991 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows: