

Criminal Causes—Pretrial Procedures—Arrest Warrant Inspection—Public Information

FOR the purpose of prohibiting the inspection of arrest warrants under certain circumstances; providing for certain exceptions; making provisions of this Act severable; providing for the effective date of this Act; and generally relating to arrest warrants.

~~BY repealing and reenacting, with amendments,~~

~~Article 27—Crimes and Punishments~~

~~Section 751~~

~~Annotated Code of Maryland~~

~~(1996 Replacement Volume and 1997 Supplement)~~

BY adding to

Article – State Government

Section 10–616(q)

Annotated Code of Maryland

1995 Replacement Volume and 1997 Supplement)

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

Article 27—Crimes and Punishments

751.

~~(a) Subject to the provisions of § 752 (f), a person may inspect criminal history record information maintained by a criminal justice agency concerning him. A person's attorney may inspect such information if he satisfactorily establishes his identity and presents a written authorization from his client.~~

Article – State Government

10–616.

~~(B) (Q) (1) SUBJECT TO THE PROVISIONS OF PARAGRAPH (4) OF THIS SUBSECTION, UNLESS OTHERWISE ORDERED BY THE COURT, FILES AND RECORDS OF THE COURT PERTAINING TO A AN ARREST WARRANT ISSUED PURSUANT TO MARYLAND RULE 4–212(D)(1) OR (D)(2) AND THE CHARGING DOCUMENT UPON WHICH THE ARREST WARRANT WAS ISSUED SHALL MAY NOT BE OPEN TO INSPECTION UNTIL EITHER:~~

~~(I) THE ARREST WARRANT HAS BEEN SERVED AND A RETURN OF SERVICE HAS BEEN FILED IN COMPLIANCE WITH MARYLAND RULE SECTION 4–212(G); OR~~

~~(II) 90 DAYS HAVE ELAPSED SINCE THE ARREST WARRANT WAS ISSUED.~~

~~(2) SUBJECT TO THE PROVISIONS OF PARAGRAPH (4) OF THIS SUBSECTION, UNLESS OTHERWISE ORDERED BY THE COURT, FILES AND RECORDS~~