

Chapter 369

(House Bill 515)

AN ACT concerning

Municipalities – Municipal Infraction Proceedings – Designation of a Building Inspector or an Enforcement Officer to Testify

FOR the purpose of authorizing a municipality to designate a certain qualified building inspector or enforcement officer to testify in a municipal infraction proceeding without the assistance of a prosecuting attorney; providing that a prosecuting attorney is not limited in or restricted from calling certain individuals to testify in a municipal infraction proceeding; defining a certain term; and generally relating to municipal infraction proceedings.

BY adding to

Article – Local Government
Section 6–108.1
Annotated Code of Maryland
(2013 Volume and 2018 Supplement)

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

Article – Local Government

6–108.1.

(A) IN THIS SECTION, “QUALIFIED BUILDING INSPECTOR OR ENFORCEMENT OFFICER” MEANS A BUILDING INSPECTOR OR AN ENFORCEMENT OFFICER THAT IS NATIONALLY ACCREDITED AND CERTIFIED BY THE INTERNATIONAL CODE COUNCIL OR THE NATIONAL FIRE PROTECTION ASSOCIATION AS:

- (1) A BUILDING INSPECTOR;**
- (2) A FIRE INSPECTOR;**
- (3) AN ACCESSIBILITY INSPECTOR; OR**
- (4) A PROPERTY MAINTENANCE AND HOUSING INSPECTOR.**

(B) A MUNICIPALITY MAY DESIGNATE A QUALIFIED BUILDING INSPECTOR OR ENFORCEMENT OFFICER TO TESTIFY IN A MUNICIPAL INFRACTION PROCEEDING WITHOUT THE ASSISTANCE OF A PROSECUTING ATTORNEY.

(C) NOTHING IN THIS SECTION SHALL LIMIT OR RESTRICT THE ABILITY OF A PROSECUTING ATTORNEY TO CALL INDIVIDUALS TO TESTIFY IN A MUNICIPAL INFRACTION PROCEEDING.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2019.

Approved by the Governor, April 30, 2019.