

# SENATE BILL 111

E2  
HB 1032/23 – JUD

(PRE-FILED)

4lr1345  
CF HB 458

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By: **Senator Sydnor**

Requested: October 31, 2023

Introduced and read first time: January 10, 2024

Assigned to: Judicial Proceedings

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 12, 2024

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Criminal Procedure – Protection of Identity of Minor Victim**

3 FOR the purpose of ~~requiring, with a certain exception, a party or nonparty making a~~  
4 ~~certain filing in a criminal or juvenile delinquency case to redact certain identifying~~  
5 ~~information relating to a minor victim that appears in the filing; authorizing the~~  
6 ~~Supreme Court of Maryland to adopt rules requiring or authorizing a person making~~  
7 ~~a redacted filing under this Act to also file an unredacted copy under seal~~ providing  
8 that a court or a party in a criminal or juvenile delinquency case may not disclose or  
9 allow inspection of a certain court filing to a nonparty unless the court or the party  
10 redacts certain identifying information relating to a minor victim that appears in the  
11 filing, subject to a certain exception; and generally relating to protection of victims.

12 BY repealing and reenacting, with amendments,  
13 Article – Criminal Procedure  
14 Section 11–301  
15 Annotated Code of Maryland  
16 (2018 Replacement Volume and 2023 Supplement)

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

19 **Article – Criminal Procedure**

20 11–301.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (A) On motion of the State or on request of a victim or witness, during a criminal  
2 trial or a juvenile delinquency adjudicatory hearing, a court may prohibit the release of the  
3 address or telephone number of the victim or witness unless the court determines that good  
4 cause is shown for the release of the information.

5 (B) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE  
6 MEANINGS INDICATED.

7 (II) "IDENTIFYING INFORMATION" MEANS THE NAME OF, AND  
8 ANY OTHER INFORMATION THAT COULD REASONABLY BE EXPECTED TO IDENTIFY, A  
9 MINOR VICTIM.

10 (III) "MINOR VICTIM" MEANS A VICTIM OF A CRIME OR  
11 DELINQUENT ACT WHO WAS A MINOR AT THE TIME THAT THE CRIME OR DELINQUENT  
12 ACT OCCURRED.

13 (2) NOTWITHSTANDING ANY OTHER LAW, UNLESS THE COURT FINDS  
14 BY CLEAR AND CONVINCING EVIDENCE THAT THERE IS GOOD CAUSE TO ORDER  
15 OTHERWISE, ~~A PARTY OR NONPARTY MAKING AN ELECTRONIC OR PAPER COURT~~  
16 ~~FILING, INCLUDING THE FILING OF A CHARGING DOCUMENT, IN A CRIMINAL OR~~  
17 ~~JUVENILE DELINQUENCY CASE SHALL REDACT ANY IDENTIFYING INFORMATION~~  
18 ~~THAT APPEARS IN THE FILING~~ THE COURT OR A PARTY IN A CRIMINAL OR JUVENILE  
19 DELINQUENCY CASE MAY NOT DISCLOSE OR ALLOW INSPECTION OF AN ELECTRONIC  
20 OR PAPER COURT FILING, INCLUDING A CHARGING DOCUMENT, TO A NONPARTY TO  
21 THE CRIMINAL OR JUVENILE DELINQUENCY CASE UNLESS THE COURT OR THE  
22 PARTY DISCLOSING OR ALLOWING INSPECTION OF THE FILING REDACTS ALL  
23 IDENTIFYING INFORMATION THAT APPEARS IN THE FILING.

24 ~~(3) THE SUPREME COURT OF MARYLAND MAY ADOPT RULES~~  
25 ~~REQUIRING OR AUTHORIZING A PERSON MAKING A REDACTED FILING UNDER~~  
26 ~~PARAGRAPH (2) OF THIS SUBSECTION TO ALSO FILE AN UNREDACTED COPY UNDER~~  
27 ~~SEAL.~~

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
29 October 1, 2024.