

SENATE BILL 829

D3, E4

0lr3149

By: **Senators McCray, Carter, and Washington**

Introduced and read first time: February 3, 2020

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Civil Claim Against Private Police – Prohibition Against**
3 **Nondisclosure Provision in Settlement Agreement**

4 FOR the purpose of prohibiting the use or enforcement of a confidentiality or other
5 nondisclosure provision in a settlement agreement or other release of liability
6 between the parties in a claim of misconduct in the performance of duties against a
7 law enforcement officer of a private law enforcement agency in Baltimore City;
8 providing for the application of this Act; and generally relating to private law
9 enforcement agencies.

10 BY adding to
11 Article – Courts and Judicial Proceedings
12 Section 5–644
13 Annotated Code of Maryland
14 (2013 Replacement Volume and 2019 Supplement)

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

17 **Article – Courts and Judicial Proceedings**

18 **5–644.**

19 **(A) THIS SECTION APPLIES ONLY TO A CLAIM OR SUIT ARISING IN**
20 **BALTIMORE CITY.**

21 **(B) FOR A CLAIM OR SUIT ASSERTING MISCONDUCT IN THE PERFORMANCE**
22 **OF DUTIES BY A LAW ENFORCEMENT OFFICER OF A PRIVATE LAW ENFORCEMENT**
23 **AGENCY, A SETTLEMENT AGREEMENT OR ANY GENERAL RELEASE OF LIABILITY**
24 **BETWEEN THE PARTIES MAY NOT CONTAIN, AND A COURT MAY NOT ENFORCE, A**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **CONFIDENTIALITY OR OTHER NONDISCLOSURE PROVISION.**

2 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to
3 apply only prospectively and may not be applied or interpreted to have any effect on or
4 application to any agreement or release of liability executed before the effective date of this
5 Act.

6 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 2020.