

**SB0793/408976/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 793  
(First Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 1, in line 27, after “circumstances;” insert “requiring the University to maintain a police department in which a certain percentage of the workforce are residents of Baltimore City under certain circumstances; requiring the University to employ not more than a certain number of employees within the police department under certain circumstances; requiring the University to host a certain number of job events, at certain sites in Baltimore City, at which individuals are interviewed for the police department workforce;”; and in line 28, after “circumstances;” insert “requiring the University to require University police officers to wear body-worn cameras in a certain manner under certain circumstances;”.

On page 2, in line 8, after “bargaining;” insert “requiring the University to allow a person or a governmental unit to access certain information in a certain manner under certain circumstances; providing that the University, the police department, and the officers, employees, and agents of the University or police department are not entitled to certain immunities and may not raise a certain defense under certain circumstances; providing that no action may be maintained against the State under certain circumstances; requiring the Department of Legislative Services to conduct a certain evaluation on or before a certain date in a certain manner, under certain circumstances; requiring the Department of Legislative Services to prepare certain legislation under certain circumstances; requiring the Department of Legislative Services to issue a certain report relating to the modification or termination of certain provisions of this Act under certain circumstances;”; and in line 18, after “terms;” insert “providing for the construction of certain provisions of this Act; providing for the termination of certain provisions of this Act, under certain circumstances;”.

(Over)

**SB0793/408976/1 Judicial Proceedings Committee  
Amendments to SB 793  
Page 2 of 10**

On page 3, in line 14, strike “24–1209” and substitute “24–1212”.

**AMENDMENT NO. 2**

On page 5, in line 17, after “\$3,500,000” insert “TO THE LOCAL MANAGEMENT BOARD FOR BALTIMORE CITY”.

**AMENDMENT NO. 3**

On page 8, strike beginning with “IN” in line 27 down through “UNIVERSITY” in line 28; in line 28, strike “AND”; and after line 28, insert:

**“(II) LOCATED ON:**

**1. THE HOMEWOOD CAMPUS, MEANING THE AREA BOUNDED BY WEST UNIVERSITY PARKWAY AND EAST UNIVERSITY PARKWAY ON THE NORTH, EAST 28TH STREET AND WEST 28TH STREET ON THE SOUTH, REMINGTON AVENUE AND STONY RUN STREAM ON THE WEST, AND NORTH CALVERT STREET ON THE EAST;**

**2. THE EAST BALTIMORE CAMPUS, MEANING THE AREA BOUNDED BY EAST EAGER STREET ON THE NORTH, EAST BALTIMORE STREET ON THE SOUTH, NORTH CAROLINE STREET ON THE WEST, AND NORTH CASTLE STREET ON THE EAST; OR**

**3. THE PEABODY CAMPUS, MEANING THE AREA BOUNDED BY WEST MADISON STREET AND EAST MADISON STREET ON THE NORTH, EAST HAMILTON STREET AND WEST HAMILTON STREET ON THE SOUTH, CATHEDRAL STREET ON THE WEST, AND SAINT PAUL STREET ON THE EAST; AND”.**

**SB0793/408976/1 Judicial Proceedings Committee  
Amendments to SB 793  
Page 3 of 10**

On page 9, in line 1, strike “(II)” and substitute “(III)”; and in lines 12 and 15, in each instance, strike “SECTION” and substitute “SUBTITLE”.

On page 10, strike beginning with “CONCURRENTLY” in line 11 down through “WITHIN” in line 12 and substitute “SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, WITHIN”; in line 13, strike “AN” and substitute “THE”; in line 15, after “(II)” insert “A UNIVERSITY POLICE OFFICER MAY EXERCISE THESE POWERS WITHIN AREAS ADJACENT TO THE CAMPUS AREA ONLY IF:”

1. THE UNIVERSITY RECEIVES A MAJORITY OF SUPPORT FROM THE MEMBERS OF THE RELEVANT CAMPUS-ADJACENT COMMUNITIES FOR THE POLICE DEPARTMENT TO OPERATE IN THEIR COMMUNITIES; AND

2. THE BALTIMORE CITY COUNCIL APPROVES A RESOLUTION AFFIRMING THAT THE UNIVERSITY HAS RECEIVED THE SUPPORT REQUIRED UNDER ITEM 1 OF THIS SUBPARAGRAPH AND SPECIFYING THE CAMPUS-ADJACENT COMMUNITY AREAS IN WHICH THE POLICE DEPARTMENT IS AUTHORIZED TO OPERATE.

(III)”;

strike beginning with “PROPERTY” in line 20 down through “UNIVERSITY” in line 21 and substitute “A CAMPUS AREA”; and in line 23, after the second “CITY” insert “IF:”

A. THERE IS A SUDDEN AND UNFORESEEN EMERGENCY OF SUCH PUBLIC GRAVITY AND URGENCY THAT IT REQUIRES AN IMMEDIATE RESPONSE TO PROTECT THE PUBLIC WELFARE; AND

(Over)

**B. THE MAYOR ISSUES AN ORDER DECLARING AN EMERGENCY THAT SPECIFIES THE MANNER IN WHICH THE POLICE OFFICER'S POWERS WILL BE EXERCISED**".

AMENDMENT NO. 4

On page 10, in line 28, before "IF" insert "(A)".

On page 11, strike beginning with the comma in line 27 down through "DEVICES" in line 28.

On page 12, in line 19, strike the second "AND"; in line 20, after "(4)" insert "SUBJECT TO SUBSECTION (B) OF THIS SECTION, WITHIN 5 YEARS AFTER THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING UNDER § 24-1202 OF THIS SUBTITLE, MAINTAIN A POLICE DEPARTMENT IN WHICH AT LEAST 25% OF THE POLICE DEPARTMENT'S WORKFORCE ARE RESIDENTS OF BALTIMORE CITY;

**(5) REQUIRE UNIVERSITY POLICE OFFICERS TO WEAR BODY-WORN CAMERAS IN ACCORDANCE WITH:**

**(i) PROCEDURES ADOPTED BY THE UNIVERSITY; AND**

**(ii) THE BODY-WORN CAMERA POLICY ESTABLISHED BY THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION UNDER § 3-511 OF THE PUBLIC SAFETY ARTICLE;**

**(6) EMPLOY NOT MORE THAN 100 EMPLOYEES WITHIN THE POLICE DEPARTMENT; AND**

**(7)**";

**SB0793/408976/1 Judicial Proceedings Committee  
Amendments to SB 793  
Page 5 of 10**

and after line 22, insert:

**“(B) SUBSECTION (A)(4) OF THIS SECTION MAY NOT BE CONSTRUED TO REQUIRE THE UNIVERSITY TO HIRE AN OFFICER WHO:**

**(1) DOES NOT MEET THE POLICE OFFICER CERTIFICATION REQUIREMENTS OF THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION SPECIFIED UNDER § 3-209 OF THE PUBLIC SAFETY ARTICLE; OR**

**(2) FAILS AN ASSESSMENT THAT EVALUATES AN APPLICANT BASED ON THE STANDARDS ADOPTED UNDER SUBSECTION (A)(2) OF THIS SECTION.**

**(C) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE UNIVERSITY SHALL HOST OR PARTICIPATE IN AT LEAST FOUR JOB EVENTS IN EACH CALENDAR YEAR, LOCATED IN DIFFERENT SITES IN BALTIMORE CITY, REPRESENTATIVE OF THE BALTIMORE CITY COMMUNITY, AT WHICH INDIVIDUALS ARE INTERVIEWED FOR POSITIONS IN THE POLICE DEPARTMENT WORKFORCE.”.**

**AMENDMENT NO. 5**

On page 13, in line 29, after “**BOARD**” insert “**WITH THE ADVICE AND CONSENT OF THE SENATE**”.

On page 14, in line 6, after “**SUBSECTION**” insert “**WITH THE ADVICE AND CONSENT OF THE SENATE**”.

**AMENDMENT NO. 6**

On page 15, after line 6, insert:

(Over)

“(2) THE FOLLOWING INFORMATION RELATING TO INDIVIDUALS WHO APPLIED TO JOIN THE UNIVERSITY POLICE DEPARTMENT WORKFORCE:

(I) THE TOTAL NUMBER OF INDIVIDUALS WHO APPLIED, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE;

(II) THE TOTAL NUMBER OF INDIVIDUALS WHO WERE HIRED AS MEMBERS OF THE WORKFORCE, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE;

(III) THE NUMBER OF APPLICANTS, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE, WHO WERE DISQUALIFIED DURING THE APPLICATION PROCESS FOR FAILING TO MEET THE CERTIFICATION REQUIREMENTS OF THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION;

(IV) THE NUMBER OF APPLICANTS, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE, WHO WERE DISQUALIFIED BY FAILING AN ASSESSMENT THAT EVALUATES AN APPLICANT BASED ON THE STANDARDS ADOPTED UNDER § 24-1203(A)(2) OF THIS SUBTITLE; AND

(V) THE NUMBER OF BALTIMORE CITY RESIDENTS, REPORTED BY ZIP CODE OF RESIDENCE, WHO WERE HIRED AS MEMBERS OF THE WORKFORCE;

(3) THE FOLLOWING INFORMATION, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE, FOR THE JOHNS HOPKINS UNIVERSITY CAMPUS SECURITY WORKFORCE:

**(I) THE NUMBER OF APPLICANTS TO THE WORKFORCE; AND**

**(II) THE NUMBER OF INDIVIDUALS HIRED TO THE  
WORKFORCE;**;

and in lines 7, 9, 11, 13, 14, 16, 20, 23, 25, and 27, strike “(2)”, “(3)”, “(4)”, “(5)”, “(6)”, “(2)”, “(7)”, “(8)”, “(9)”, and “(10)”, respectively, and substitute “(4)”, “(5)”, “(6)”, “(7)”, “(8)”, “(II)”, “(9)”, “(10)”, “(11)”, and “(12)”, respectively.

On page 16, in line 2, after “AND” insert “, **WHEN APPLICABLE,**”; and after line 13, insert:

**“(D) THE UNIVERSITY SHALL SUBMIT ALL INCIDENT REPORTS TO THE BALTIMORE POLICE DEPARTMENT USING THE STANDARD REPORTING POLICIES AND SYSTEMS OF THE BALTIMORE POLICE DEPARTMENT.”**

**AMENDMENT NO. 7**

On page 16, after line 18, insert:

**“24-1210.**

**(A) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE POLICE DEPARTMENT SHALL ALLOW A PERSON OR GOVERNMENTAL UNIT TO ACCESS INFORMATION IN THE SAME MANNER AS A PERSON OR GOVERNMENTAL UNIT WOULD BE ABLE TO ACCESS A PUBLIC RECORD OF A LAW ENFORCEMENT AGENCY UNDER THE PUBLIC INFORMATION ACT IF THE INFORMATION IS:**

**(1) INCLUDED IN RECORDS THAT ARE:**

(Over)

(I) CREATED SOLELY FOR LAW ENFORCEMENT PURPOSES;

OR

(II) RELATED TO AN ARREST FOR A CRIMINAL OFFENSE; AND

(2) WOULD BE SUBJECT TO DISCLOSURE UNDER THE PUBLIC INFORMATION ACT IF THE INFORMATION WERE IN A RECORD CREATED BY A LAW ENFORCEMENT AGENCY.

(B) THIS SECTION MAY NOT BE CONSTRUED TO MAKE AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN § 10–101 OF THIS ARTICLE, SUBJECT TO THE PUBLIC INFORMATION ACT.

24–1211.

(A) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE UNIVERSITY, THE POLICE DEPARTMENT, AND THE OFFICERS, EMPLOYEES, AND AGENTS OF THE UNIVERSITY OR POLICE DEPARTMENT:

(1) ARE NOT ENTITLED TO IMMUNITY UNDER TITLE 5, SUBTITLE 3 OF THE COURTS ARTICLE (LOCAL GOVERNMENT TORT CLAIMS ACT), TITLE 12, SUBTITLE 1 OF THE STATE GOVERNMENT ARTICLE (MARYLAND TORT CLAIMS ACT), OR COMMON LAW PUBLIC OFFICIAL IMMUNITY; AND

(2) MAY NOT RAISE THE DEFENSE OF SOVEREIGN IMMUNITY.

(B) NO ACTION MAY BE MAINTAINED AGAINST THE STATE FOR THE CONDUCT OR OTHER ACTS OF THE UNIVERSITY, THE POLICE DEPARTMENT, OR

THE OFFICERS, EMPLOYEES, OR AGENTS OF THE UNIVERSITY OR POLICE DEPARTMENT.

24-1212.

(A) (1) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL CONDUCT A PRELIMINARY EVALUATION OF THE POLICE DEPARTMENT ON OR BEFORE DECEMBER 15, 2027, IN THE SAME MANNER AS A PRELIMINARY EVALUATION IS CONDUCTED UNDER THE MARYLAND PROGRAM EVALUATION ACT.

(2) IF THE LEGISLATIVE POLICY COMMITTEE DOES NOT DETERMINE THAT A FULL EVALUATION IS NEEDED, THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL PREPARE LEGISLATION TO EXTEND THE TERMINATION DATE UNDER SUBSECTION (C) OF THIS SECTION AND THE EVALUATION DATE UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(B) IF THE LEGISLATIVE POLICY COMMITTEE DETERMINES A FULL EVALUATION IS NECESSARY, THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL, IN THE SAME MANNER AS IS REQUIRED UNDER THE MARYLAND PROGRAM EVALUATION ACT:

(1) CONDUCT A FULL EVALUATION IN THE SAME MANNER AS A FULL EVALUATION; AND

(2) ISSUE A FULL REPORT TO THE GENERAL ASSEMBLY RECOMMENDING THAT THIS SUBTITLE SHOULD BE REESTABLISHED, WITH OR WITHOUT CHANGES, OR ALLOWED TO TERMINATE.

(Over)

**(C) SUBJECT TO THE EVALUATION AND REESTABLISHMENT PROVISIONS OF THIS SECTION, THIS SUBTITLE AND ALL POLICIES AND STANDARDS ADOPTED UNDER THIS SUBTITLE SHALL TERMINATE AND BE OF NO FURTHER EFFECT AFTER JULY 1, 2029.”.**