

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL NO. 28

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, strike “a certain term” and substitute “certain terms”; and in line 24, strike “3-201 and”.

On pages 1 and 2, strike in their entirety the lines beginning with line 27 on page 1 through line 3 on page 2, inclusive.

On page 2, after line 3, insert:

“BY repealing and reenacting, without amendments,

Article - Criminal Procedure

Section 2-101(c)

Annotated Code of Maryland

(2001 Volume and 2003 Supplement)”.”

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 31 on page 2 through line 22 on page 3, inclusive.

On page 3, after line 28, insert:

“(C) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(II) “LAW ENFORCEMENT OFFICER” MEANS:

1. A LAW ENFORCEMENT OFFICER AS DEFINED IN §

(Over)

3-101 OF THE PUBLIC SAFETY ARTICLE; OR

2. A POLICE OFFICER AS DEFINED IN § 2-101 OF THE CRIMINAL PROCEDURE ARTICLE.

(III) “PHYSICAL INJURY” MEANS ANY IMPAIRMENT OF PHYSICAL CONDITION, EXCLUDING MINOR INJURIES.”;

in line 29, strike “(C)”; and in the same line, strike “(1)” and substitute “(2)”.

On page 4, in line 1, strike “(2)” and substitute “(3)”; in the same line, strike “(1)” and substitute “(2)”; and after line 4, insert:

“Article - Criminal Procedure

2-101.

(c) “Police officer” means a person who in an official capacity is authorized by law to make arrests and is:

(1) a member of the Department of State Police;

(2) a member of the Police Department of Baltimore City;

(3) a member of the Baltimore City School Police Force;

(4) a member of the police department, bureau, or force of a county;

(5) a member of the police department, bureau, or force of a municipal corporation;

(6) a member of the Maryland Transit Administration Police Force, Maryland Port Administration Police Force, or Maryland Transportation Authority Police Force;

(7) a member of the University of Maryland Police Force or Morgan State University Police Force;

(8) a special police officer who is appointed to enforce the law and maintain order on or protect property of the State or any of its units;

- (9) a member of the Department of General Services security force;
- (10) the sheriff of a county whose usual duties include the making of arrests;
- (11) a regularly employed deputy sheriff of a county who is compensated by the county and whose usual duties include the making of arrests;
- (12) a member of the Natural Resources Police Force of the Department of Natural Resources;
- (13) an authorized employee of the Field Enforcement Division of the Comptroller's Office;
- (14) a member of the Maryland-National Capital Park and Planning Commission Park Police;
- (15) a member of the Housing Authority of Baltimore City Police Force;
- (16) a member of the Crofton Police Department;
- (17) a member of the WMATA Metro Transit Police, subject to the jurisdictional limitations under Article XVI, § 76 of the Washington Metropolitan Area Transit Authority Compact, which is codified at § 10-204 of the Transportation Article;
- (18) a member of the Internal Investigative Unit of the Department;
- (19) a member of the State Forest and Park Service Police Force of the Department of Natural Resources;
- (20) a member of the Department of Labor, Licensing, and Regulation Police Force; or

(21) a member of the Washington Suburban Sanitary Commission Police Force.”