

# HOUSE BILL 1399

E4, M1

3lr3084

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By: **Delegates Gaines and DeBoy**

Introduced and read first time: February 15, 2013

Assigned to: Rules and Executive Nominations

Re-referred to: Environmental Matters, February 26, 2013

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 19, 2013

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

1 AN ACT concerning

2 ~~Police Officer Certification – Exception for~~ Natural Resources Police Force –  
3 Nonfull-Time Officers

4 FOR the purpose of establishing a certain exception for certain nonfull-time police  
5 officers of the Natural Resources Police Force to the prohibition against a law  
6 enforcement agency employing an individual as a certain police officer for a  
7 certain period of time unless the individual is certified by the Police Training  
8 Commission; declaring the intent of the General Assembly with respect to the  
9 employment of nonfull-time police officers in the Natural Resources Police  
10 Force; providing for the termination of this Act; and generally relating to ~~the~~  
11 ~~certification of nonfull-time police officers~~ nonfull-time officers of the Natural  
12 Resources Police Force.

13 BY repealing and reenacting, with amendments,  
14 Article – Public Safety  
15 Section 3-216  
16 Annotated Code of Maryland  
17 (2011 Replacement Volume and 2012 Supplement)

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

20 **Article – Public Safety**

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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 3–216.

2 (a) A law enforcement agency may not employ an individual as a police  
3 officer for a period not exceeding 1 year unless the individual is certified by the  
4 Commission.

5 (b) (1) In this subsection, “nonfull–time police officer” means an  
6 individual who does not work in the law enforcement field at least 7 months during  
7 the calendar year.

8 (2) The certification requirements of subsection (a) of this section do  
9 not apply to the nonfull–time police officers of:

10 (I) a law enforcement agency that:

11 [(i)] 1. employs, during a calendar year, at least 70 full–time  
12 sworn police officers; and

13 [(ii)] 2. employs at least 100 nonfull–time police officers; OR

14 (II) **THE NATURAL RESOURCES POLICE FORCE WHO**  
15 **PERFORM LAW ENFORCEMENT ACTIVITIES ~~UNDER THE SUPERVISION OF~~ IN THE**  
16 **SAME DUTY ASSIGNMENT AS AN OFFICER WHO IS CERTIFIED BY THE**  
17 **COMMISSION.**

18 SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the  
19 General Assembly that:

20 (1) the number of nonfull–time police officers employed by the Natural  
21 Resources Police Force not exceed 15% of the total number of patrol officers; and

22 (2) in hiring nonfull–time police officers, the Natural Resources Police  
23 Force place the highest priority on hiring:

24 (i) first, retired Natural Resources Police Officers;

25 (ii) second, other retired law enforcement officers; and

26 (iii) third, persons not certified by the Police Training  
27 Commission under § 3–216 of the Natural Resources Article, as enacted by Section 1 of  
28 this Act.

29 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
30 ~~June~~ July 1, 2013. It shall remain effective for a period of 6 years and, at the end of  
31 June 30, 2019, with no further action required by the General Assembly, this Act shall  
32 be abrogated and of no further force and effect.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.