

SENATE BILL 590

E4

3lr2028
CF HB 1178

By: **Senators Forehand, Madaleno, Montgomery, Muse, ~~and Pinsky~~ Pinsky, Frosh, Gladden, Jacobs, Raskin, Shank, and Stone**

Introduced and read first time: February 1, 2013

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 17, 2013

CHAPTER _____

1 AN ACT concerning

2 **Public Safety – SWAT Team Reports – ~~Repeal of~~ Required Information and**
3 **Extension of Sunset**

4 FOR the purpose of including certain additional information on a certain report
5 required of a law enforcement agency that maintains a SWAT team; ~~repealing~~
6 making a conforming change; extending to a certain date a certain termination
7 provision; and generally relating to SWAT teams.

8 BY repealing and reenacting, with amendments,
9 Article – Public Safety
10 Section 3–507(b)
11 Annotated Code of Maryland
12 (2011 Replacement Volume and 2012 Supplement)

13 BY repealing and reenacting, with amendments,
14 ~~Chapters 542 and 543~~ Chapter 542 of the Acts of the General Assembly of 2009
15 Section 2

16 BY repealing and reenacting, with amendments,
17 Chapter 543 of the Acts of the General Assembly of 2009
18 Section 2

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

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 **Article – Public Safety**

2 3–507.

3 (b) Every 6 months, beginning January 1, 2010, a law enforcement agency
4 that maintains a SWAT team shall report the following information to the Governor’s
5 Office of Crime Control and Prevention using the format developed under subsection
6 (c) of this section:

7 (1) the number of times the SWAT team was activated and deployed
8 by the law enforcement agency in the previous 6 months;

9 (2) the name of the county or county and municipal corporation and
10 the zip code of the location where the SWAT team was deployed for each activation;

11 (3) the reason for each activation and deployment of the SWAT team;

12 (4) the legal authority, including type of warrant, if any, for each
13 activation and deployment of the SWAT team; and

14 (5) INFORMATION ABOUT AND the result of each activation and
15 deployment of the SWAT team, including:

16 (i) the number of arrests made, if any;

17 (ii) whether property was seized;

18 (iii) whether a forcible entry was made;

19 (iv) whether a weapon was discharged by a SWAT team
20 member; [and]

21 (v) whether a person or domestic animal was injured or killed
22 by a SWAT team member;

23 ~~(VI) WHETHER FIREARMS WERE RECOVERED AT THE~~
24 ~~LOCATION WHERE THE SWAT TEAM WAS DEPLOYED, INCLUDING THE NUMBER~~
25 ~~AND TYPES; AND~~

26 ~~(VII) WHETHER A SWAT TEAM MEMBER OR OTHER LAW~~
27 ~~ENFORCEMENT OFFICER WAS INJURED OR KILLED DURING THE ACTIVATION~~
28 ~~AND DEPLOYMENT OF THE SWAT TEAM;~~

29 (VII) THE NUMBER OF SWAT TEAM MEMBERS DEPLOYED;

1 (VIII) A DESCRIPTION OF ANY NONSTANDARD EQUIPMENT
2 USED DURING THE DEPLOYMENT; AND

3 (IX) THE IDENTITY OF ANY LAW ENFORCEMENT AGENCIES
4 THAT WERE NOTIFIED OF THE DEPLOYMENT PRIOR TO THE DEPLOYMENT.

5 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
6 read as follows:

7 ~~Chapters 542 and 543~~ Chapter 542 of the Acts of 2009

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 July 1, 2009. ~~It shall remain effective for a period of 5~~ 8 years and, at the end of June
10 30, ~~2014~~ 2017, with no further action required by the General Assembly, this Act shall
11 be abrogated and of no further force and effect.

12 Chapter 543 of the Acts of 2009

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 July 1, 2009. It shall remain effective for a period of [5] 8 years and, at the end of June
15 30, [2014] 2017, with no further action required by the General Assembly, this Act
16 shall be abrogated and of no further force and effect.

17 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2013.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.