

SENATE BILL 1022

E4

4lr2941

By: **Senator Shank**

Introduced and read first time: February 13, 2014

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Law Enforcement Officers' Bill of Rights – Administrative Charges**
3 **Prohibited – Use of Force Consistent With Training**

4 FOR the purpose of prohibiting a law enforcement agency from bringing certain
5 administrative charges against a law enforcement officer for excessive force
6 under certain circumstances; and generally relating to the Law Enforcement
7 Officers' Bill of Rights and administrative charges.

8 BY repealing and reenacting, with amendments,
9 Article – Public Safety
10 Section 3–106
11 Annotated Code of Maryland
12 (2011 Replacement Volume and 2013 Supplement)

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

15 **Article – Public Safety**

16 3–106.

17 (a) Subject to subsection (b) of this section, a law enforcement agency may
18 not bring administrative charges against a law enforcement officer unless the agency
19 files the charges within 1 year after the act that gives rise to the charges comes to the
20 attention of the appropriate law enforcement agency official.

21 (b) The 1–year limitation of subsection (a) of this section does not apply to
22 charges that relate to criminal activity or excessive force.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(C) A LAW ENFORCEMENT AGENCY MAY NOT BRING ADMINISTRATIVE**
2 **CHARGES AGAINST A LAW ENFORCEMENT OFFICER FOR EXCESSIVE FORCE**
3 **WHEN THE FORCE USED IS CONSISTENT WITH TRAINING APPROVED BY THE**
4 **POLICE TRAINING COMMISSION.**

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2014.