

HOUSE BILL 1503

E4, P3

7lr1227

By: Delegates Haynes, Anderson, Angel, Atterbeary, Brooks, Carr, Conaway, Davis, Fennell, Gaines, Glass, Glenn, Gutierrez, Hayes, Hill, Holmes, C. Howard, Jalisi, Jones, McCray, Morales, Oaks, Patterson, Proctor, Queen, Sample-Hughes, Sydnor, Turner, Valderrama, A. Washington, Ali, Mosby, Wilkins, and R. Lewis

Introduced and read first time: February 10, 2017

Assigned to: Appropriations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 14, 2017

CHAPTER _____

1 AN ACT concerning

2 **Public Safety – ~~State Funding – Requirement for~~ Use of Force De-Escalation**
3 **Training of Law Enforcement Officers – Reports**

4 FOR the purpose of requiring a certain law enforcement agency to ~~meet a certain eligibility~~
5 ~~requirement to receive money from certain funds and grant programs; requiring~~
6 ~~certain individuals employed by a certain law enforcement agency to meet certain~~
7 ~~use of force de-escalation training requirements as a precondition to the law~~
8 ~~enforcement agency receiving certain funding; and generally relating to State~~
9 ~~funding for public safety.~~ report at a certain interval to the Governor's Office of
10 Crime Control and Prevention on certain policies and procedures related to use of
11 force de-escalation training for its law enforcement officers; requiring the Governor's
12 Office of Crime Control and Prevention to adopt procedures for the collection,
13 analysis, and compilation of certain use of force de-escalation training information
14 received from a certain law enforcement agency; requiring the Governor's Office of
15 Crime Control and Prevention to submit a certain report at a certain interval that
16 compiles certain information received from a certain law enforcement agency; and
17 generally relating to use of force de-escalation training.

18 ~~BY adding to~~

19 ~~Article – Public Safety~~

20 ~~Section 4-801 to be under the new subtitle “Subtitle 8. Eligibility Criteria”~~

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 ~~Annotated Code of Maryland~~
 2 ~~(2011 Replacement Volume and 2016 Supplement)~~

3 ~~BY adding to~~
 4 ~~Article – State Finance and Procurement~~
 5 ~~Section 7-214~~
 6 ~~Annotated Code of Maryland~~
 7 ~~(2015 Replacement Volume and 2016 Supplement)~~

8 BY adding to
 9 Article – Public Safety
 10 Section 3-520
 11 Annotated Code of Maryland
 12 (2011 Replacement Volume and 2016 Supplement)

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

15 **Article – Public Safety**

16 ~~**SUBTITLE 8. ELIGIBILITY CRITERIA.**~~

17 ~~**4-801.**~~

18 ~~**A LAW ENFORCEMENT AGENCY IS NOT ELIGIBLE TO RECEIVE FUNDING FROM**~~
 19 ~~**A FUND OR GRANT PROGRAM UNDER THIS TITLE UNLESS THE LAW ENFORCEMENT**~~
 20 ~~**AGENCY IS ELIGIBLE TO RECEIVE STATE FUNDS AND GRANT FUNDING UNDER §**~~
 21 ~~**7-214 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.**~~

22 ~~**Article – State Finance and Procurement**~~

23 ~~**7-214.**~~

24 ~~**IN EACH FISCAL YEAR A LAW ENFORCEMENT AGENCY, AS DEFINED IN § 3-201**~~
 25 ~~**OF THE PUBLIC SAFETY ARTICLE, MAY NOT RECEIVE STATE FUNDS OR GRANT**~~
 26 ~~**FUNDING FROM THE STATE UNTIL ALL INDIVIDUALS EMPLOYED BY THE LAW**~~
 27 ~~**ENFORCEMENT AGENCY AT OR BELOW THE RANK OF FIRST LINE SUPERVISOR WHO**~~
 28 ~~**ARE REQUIRED TO COMPLETE ANNUAL IN-SERVICE TRAINING HAVE SUCCESSFULLY**~~
 29 ~~**COMPLETED USE OF FORCE DE-ESCALATION TRAINING IN ACCORDANCE WITH THE**~~
 30 ~~**SCHEDULE AND CURRICULUM FOR USE OF FORCE DE-ESCALATION TRAINING**~~
 31 ~~**ESTABLISHED BY THE MARYLAND POLICE TRAINING AND STANDARDS**~~
 32 ~~**COMMISSION.**~~

33 **3-520.**

1 **(A) IN THIS SECTION, "LAW ENFORCEMENT AGENCY" HAS THE MEANING**
2 **STATED IN § 2-101 OF THIS TITLE.**

3 **(B) BEGINNING OCTOBER 1, 2017, AND EVERY 2 YEARS THEREAFTER, EACH**
4 **LOCAL LAW ENFORCEMENT AGENCY SHALL PROVIDE THE GOVERNOR'S OFFICE OF**
5 **CRIME CONTROL AND PREVENTION WITH THE LOCAL LAW ENFORCEMENT**
6 **AGENCY'S POLICIES AND PROCEDURES ON USE OF FORCE DE-ESCALATION**
7 **TRAINING FOR ITS LAW ENFORCEMENT OFFICERS, INCLUDING:**

8 **(1) WHETHER THE AGENCY REQUIRES OFFICERS TO COMPLETE USE**
9 **OF FORCE DE-ESCALATION TRAINING;**

10 **(2) WHETHER THE AGENCY PROVIDES OFFICERS WITH THE**
11 **OPPORTUNITY TO UNDERGO USE OF FORCE DE-ESCALATION TRAINING;**

12 **(3) THE FREQUENCY WITH WHICH OFFICERS MUST UNDERGO USE OF**
13 **FORCE DE-ESCALATION TRAINING;**

14 **(4) THE NUMBER OF REPORTED INCIDENTS RESULTING IN USE OF**
15 **FORCE BY LAW ENFORCEMENT OFFICERS; AND**

16 **(5) IF ANY INCIDENT THAT RESULTED IN USE OF FORCE BY LAW**
17 **ENFORCEMENT OFFICERS ENDED IN A FATALITY.**

18 **(C) THE GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION**
19 **SHALL:**

20 **(1) ADOPT PROCEDURES FOR THE COLLECTION, ANALYSIS, AND**
21 **COMPILATION OF THE INFORMATION DESCRIBED IN SUBSECTION (B) OF THIS**
22 **SECTION; AND**

23 **(2) BEGINNING JANUARY 1, 2018, AND EVERY 2 YEARS THEREAFTER,**
24 **SUBMIT A REPORT TO THE SENATE JUDICIAL PROCEEDINGS COMMITTEE, THE**
25 **SENATE BUDGET AND TAXATION COMMITTEE, THE HOUSE JUDICIARY**
26 **COMMITTEE, AND THE HOUSE APPROPRIATIONS COMMITTEE, IN ACCORDANCE**
27 **WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THAT COMPILES THE**
28 **INFORMATION DESCRIBED IN SUBSECTION (B) OF THIS SECTION.**

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
30 October 1, 2017.