

HOUSE BILL 495

E1, E4

8lr0921

By: **Delegates Ali and Gibson**

Introduced and read first time: January 25, 2018

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Law Enforcement Officers – Body-Worn Cameras – Offense**

3 FOR the purpose of prohibiting a law enforcement officer from intentionally disabling or
4 failing to activate a body-worn camera in violation of a certain policy developed by
5 the Maryland Police Training and Standards Commission; establishing a penalty for
6 a violation of this Act; and generally relating to body-worn cameras.

7 BY adding to

8 Article – Public Safety

9 Section 3–511.1

10 Annotated Code of Maryland

11 (2011 Replacement Volume and 2017 Supplement)

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

14 **Article – Public Safety**

15 **3–511.1.**

16 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**
17 **INDICATED.**

18 **(2) “LAW ENFORCEMENT AGENCY” HAS THE MEANING STATED IN §**
19 **3–201 OF THIS TITLE.**

20 **(3) “LAW ENFORCEMENT OFFICER” MEANS ANY PERSON WHO, IN AN**
21 **OFFICIAL CAPACITY, IS AUTHORIZED TO MAKE ARRESTS AND WHO IS AN EMPLOYEE**
22 **OF A LAW ENFORCEMENT AGENCY.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(B) A LAW ENFORCEMENT OFFICER MAY NOT INTENTIONALLY DISABLE OR**
2 **FAIL TO ACTIVATE A BODY-WORN CAMERA IN VIOLATION OF THE BODY-WORN**
3 **CAMERA POLICY DEVELOPED IN ACCORDANCE WITH § 3-511 OF THIS SUBTITLE BY**
4 **THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION.**

5 **(C) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY AND**
6 **ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 10 YEARS OR A**
7 **FINE NOT EXCEEDING \$100,000 OR BOTH.**

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2018.