

# SENATE BILL 793

F2, E4, L2

9lr2070  
CF HB 1094

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By: **Senator Hayes (By Request)**

Introduced and read first time: February 4, 2019

Assigned to: Judicial Proceedings and Budget and Taxation

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Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: March 13, 2019

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

1 AN ACT concerning

2 **Community Safety and Strengthening Act**

3 FOR the purpose of altering certain appropriations required to be made to a certain fund;  
4 requiring certain appropriations to be made to certain funds; providing that certain  
5 appropriations are in addition to certain other funding; establishing the Law  
6 Enforcement Apprenticeship Cadet Program in the Department of Labor, Licensing,  
7 and Regulation; specifying the purposes of the Cadet Program; requiring the  
8 Department of Labor, Licensing, and Regulation to administer the Cadet Program  
9 and award grants under the Cadet Program on a certain basis to certain law  
10 enforcement agencies; establishing the eligibility under the Cadet Program;  
11 requiring that the amount of a certain grant be based on the number of certain  
12 apprentices that are employed by the law enforcement agency; prohibiting the  
13 amount of a certain grant from exceeding a certain amount; requiring the Governor  
14 to include certain appropriations in the annual State budget for the Cadet Program;  
15 requiring the Department of Labor, Licensing, and Regulation to adopt certain  
16 regulations; authorizing the Johns Hopkins University to establish a police  
17 department based on a certain memorandum of understanding under certain  
18 circumstances; requiring the memorandum of understanding to require that the  
19 Baltimore Police Department have certain responsibilities and take certain actions;  
20 providing that a certain University police officer has certain powers granted to a  
21 peace and police officer under certain circumstances; requiring the University to  
22 adopt certain standards, qualifications, and prerequisites under certain  
23 circumstances; requiring the University to ensure constitutional and  
24 community-oriented policing through the adoption of certain policies, practices, and  
25 training under certain circumstances; requiring the University to establish a certain

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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 process for the filing and investigation of certain complaints under certain  
2 circumstances; requiring the University to maintain a police department in which a  
3 certain percentage of the workforce are residents of Baltimore City under certain  
4 circumstances; requiring the University to employ not more than a certain number  
5 of employees within the police department under certain circumstances; requiring  
6 the University to host a certain number of job events, at certain sites in Baltimore  
7 City, at which individuals are interviewed for the police department workforce;  
8 requiring the University to seek certain accreditation under certain circumstances;  
9 requiring the University to require University police officers to wear body-worn  
10 cameras in a certain manner under certain circumstances; requiring the University  
11 to continue to make use of certain security personnel or building guards under  
12 certain circumstances; requiring the University to establish a University Police  
13 Accountability Board under certain circumstances; specifying the purpose,  
14 composition, and authority of the Accountability Board; requiring the Accountability  
15 Board to hold certain meetings and post certain meeting minutes on a certain  
16 website; providing that the police department of the University is subject to the  
17 jurisdiction of the Civilian Review Board of Baltimore City under certain  
18 circumstances; requiring the police department of the University to establish a  
19 certain league under certain circumstances; requiring the University to report  
20 certain information in a certain manner under certain circumstances; providing that  
21 this Act may not be construed to affect certain rights of a certain employee to engage  
22 in certain collective bargaining; requiring the University to allow a person or a  
23 governmental unit to access certain information in a certain manner under certain  
24 circumstances; providing that the University, the police department, and the officers,  
25 employees, and agents of the University or police department are not entitled to  
26 certain immunities and may not raise a certain defense under certain circumstances;  
27 providing that no action may be maintained against the State under certain  
28 circumstances; requiring the Department of Legislative Services to conduct a certain  
29 evaluation on or before a certain date in a certain manner, under certain  
30 circumstances; requiring the Department of Legislative Services to prepare certain  
31 legislation under certain circumstances; requiring the Department of Legislative  
32 Services to issue a certain report relating to the modification or termination of  
33 certain provisions of this Act under certain circumstances; requiring a certain  
34 hearing board to include certain members under certain circumstances; providing  
35 that the terms “law enforcement officer”, “police officer”, and “law enforcement unit”  
36 include a member of the police department of the University for certain purposes;  
37 requiring the University to take certain actions before entering into a certain  
38 memorandum of understanding; requiring the University to provide certain notice  
39 in a certain manner; requiring the University to post a certain copy of an executed  
40 memorandum of understanding on a certain website under certain circumstances;  
41 declaring the intent of the General Assembly regarding funding of the East  
42 Baltimore Historical Library; requiring certain funds to be used in a certain manner;  
43 altering certain definitions; defining certain terms; providing for the construction of  
44 certain provisions of this Act; providing for the termination of certain provisions of  
45 this Act, under certain circumstances; and generally relating to community safety  
46 and enhancement.

- 1 BY repealing and reenacting, without amendments,  
2 Article – Housing and Community Development  
3 Section 4–509(a), (b), and (c)  
4 Annotated Code of Maryland  
5 (2006 Volume and 2018 Supplement)
- 6 BY repealing and reenacting, with amendments,  
7 Article – Housing and Community Development  
8 Section 4–509(j)  
9 Annotated Code of Maryland  
10 (2006 Volume and 2018 Supplement)
- 11 BY adding to  
12 Article – Human Services  
13 Section 8–1201 to be under the new subtitle “Subtitle 12. Baltimore City Programs”  
14 Annotated Code of Maryland  
15 (2007 Volume and 2018 Supplement)
- 16 BY adding to  
17 Article – Labor and Employment  
18 Section 11–603  
19 Annotated Code of Maryland  
20 (2016 Replacement Volume and 2018 Supplement)
- 21 BY repealing and reenacting, without amendments,  
22 Article – Criminal Procedure  
23 Section 2–101(a)  
24 Annotated Code of Maryland  
25 (2018 Replacement Volume)
- 26 BY repealing and reenacting, with amendments,  
27 Article – Criminal Procedure  
28 Section 2–101(c)(25) and (26)  
29 Annotated Code of Maryland  
30 (2018 Replacement Volume)
- 31 BY adding to  
32 Article – Criminal Procedure  
33 Section 2–101(c)(27)  
34 Annotated Code of Maryland  
35 (2018 Replacement Volume)
- 36 BY adding to  
37 Article – Education  
38 Section 24–1201 through ~~24–1209~~ 24–1212 to be under the new subtitle “Subtitle 12.  
39 Police Department of the Johns Hopkins University”  
40 Annotated Code of Maryland

1 (2018 Replacement Volume and 2018 Supplement)

2 BY repealing and reenacting, without amendments,  
3 Article – Public Safety  
4 Section 3–101(a) and (e)(1)(i), 3–107(a) and (c)(1) and (2), 3–201(a) and (f)(1)(i), and  
5 3–212(a)  
6 Annotated Code of Maryland  
7 (2018 Replacement Volume)

8 BY repealing and reenacting, with amendments,  
9 Article – Public Safety  
10 Section 3–101(e)(1)(ii)25. and 26. and (2)(ix) and (x), 3–107(c)(3), and  
11 3–201(f)(1)(ii)21. and 22.  
12 Annotated Code of Maryland  
13 (2018 Replacement Volume)

14 BY adding to  
15 Article – Public Safety  
16 Section 3–101(e)(1)(ii)27. and (2)(xi) and 3–201(f)(1)(ii)23.  
17 Annotated Code of Maryland  
18 (2018 Replacement Volume)

19 BY repealing and reenacting, without amendments,  
20 The Public Local Laws of Baltimore City  
21 Section 16–41(a)  
22 Article 4 – Public Local Laws of Maryland  
23 (1979 Edition and 1997 Supplement and 2000 Supplement, as amended)  
24 (As enacted by Chapter 499 of the Acts of the General Assembly of 2006, as amended  
25 by Chapter 130 of the Acts of the General Assembly of 2015)

26 BY repealing and reenacting, with amendments,  
27 The Public Local Laws of Baltimore City  
28 Section 16–41(g)  
29 Article 4 – Public Local Laws of Maryland  
30 (1979 Edition and 1997 Supplement and 2000 Supplement, as amended)  
31 (As enacted by Chapter 499 of the Acts of the General Assembly of 2006, as amended  
32 by Chapter 130 of the Acts of the General Assembly of 2015)

33 BY repealing and reenacting, without amendments,  
34 The Public Local Laws of Baltimore City  
35 Section 16–42  
36 Article 4 – Public Local Laws of Maryland  
37 (1979 Edition and 1997 Supplement and 2000 Supplement, as amended)  
38 (As enacted by Chapter 499 of the Acts of the General Assembly of 2006)

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

1                   **Article – Housing and Community Development**

2 4–509.

3           (a)   (1)   In this section the following words have the meanings indicated.

4                   (2)   “Anchor institution” means:

5                           (i)   an institution of higher education in the State; or

6                           (ii)  a hospital institution in the State that:

7                                   1.   has a group of at least five physicians who are organized  
8 as a medical staff for the institution;

9                                   2.   maintains facilities to provide, under the supervision of  
10 the medical staff, diagnostic and treatment services for two or more unrelated individuals;  
11 and

12                                  3.   admits or retains the individuals for overnight care.

13                   (3)   “Blighted area” means an area in which a majority of buildings have  
14 declined in productivity by reason of obsolescence, depreciation, or other causes to an extent  
15 that they no longer justify fundamental repairs and adequate maintenance.

16                   (4)   “Fund” means the Seed Community Development Anchor Institution  
17 Fund.

18           (b)   There is a Seed Community Development Anchor Institution Fund.

19           (c)   The purpose of the Fund is to provide grants and loans to anchor institutions  
20 for community development projects in blighted areas of the State.

21           (j)   (1)   For fiscal year 2019, the Governor shall include in the annual budget  
22 bill or the capital budget bill an appropriation of \$4,000,000 to the Fund.

23                   (2)   For fiscal [years] YEAR 2020 [through 2022], the Governor shall  
24 include in the annual budget bill or the capital budget bill an appropriation of \$5,000,000  
25 for the Fund.

26                   **(3)   FOR FISCAL YEAR 2021 AND EACH FISCAL YEAR THEREAFTER,**  
27 **THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL OR THE CAPITAL**  
28 **BUDGET BILL AN APPROPRIATION OF \$10,000,000 FOR THE FUND.**

29                   **Article – Human Services**

1                                   **SUBTITLE 12. BALTIMORE CITY PROGRAMS.**

2   **8-1201.**

3           **(A) FOR FISCAL YEARS 2021, 2022, 2023, AND 2024, THE GOVERNOR SHALL**  
4 **INCLUDE IN THE STATE BUDGET AN APPROPRIATION OF NOT LESS THAN:**

5                   **(1) \$3,500,000 TO THE LOCAL MANAGEMENT BOARD FOR BALTIMORE**  
6 **CITY FOR THE BALTIMORE CHILDREN AND YOUTH FUND; AND**

7                   **(2) \$1,000,000 FOR THE BALTIMORE CITY YOUTHWORKS SUMMER**  
8 **JOBS PROGRAM.**

9           **(B) (1) THE FUNDING REQUIRED UNDER THIS SECTION SHALL BE IN**  
10 **ADDITION TO ANY STATE FUNDING OTHERWISE AVAILABLE TO THE ENTITIES**  
11 **SPECIFIED IN SUBSECTION (A) OF THIS SECTION.**

12                   **(2) FOR FISCAL YEARS 2021, 2022, 2023, AND 2024, THE GOVERNOR**  
13 **SHALL IDENTIFY IN THE ANNUAL BUDGET AS INTRODUCED HOW THE FUNDING**  
14 **REQUIRED UNDER THIS SECTION IS BEING USED TO SUPPLEMENT AND NOT**  
15 **SUPLANT THE FUNDING FOR EACH ENTITY LISTED IN SUBSECTION (A) OF THIS**  
16 **SECTION.**

17                                   **Article – Labor and Employment**

18   **11-603.**

19           **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**  
20 **INDICATED.**

21                   **(2) “CADET PROGRAM” MEANS THE LAW ENFORCEMENT CADET**  
22 **APPRENTICESHIP PROGRAM.**

23                   **(3) “LAW ENFORCEMENT AGENCY” MEANS THE POLICE DEPARTMENT**  
24 **OF A COUNTY, MUNICIPAL CORPORATION, OR UNIVERSITY IN THE STATE.**

25           **(B) THERE IS A LAW ENFORCEMENT CADET APPRENTICESHIP PROGRAM**  
26 **IN THE DEPARTMENT.**

27           **(C) THE PURPOSES OF THE CADET PROGRAM ARE TO:**

28                   **(1) PROVIDE YOUNG INDIVIDUALS OPPORTUNITIES TO BEGIN A**  
29 **CAREER IN LAW ENFORCEMENT;**

1           **(2) FOSTER POSITIVE RELATIONSHIPS BETWEEN THE PUBLIC,**  
2 **PARTICULARLY YOUNG INDIVIDUALS, AND LAW ENFORCEMENT AGENCIES;**

3           **(3) DEVELOP A COHORT OF INDIVIDUALS QUALIFIED TO JOIN A LAW**  
4 **ENFORCEMENT AGENCY;**

5           **(4) ENCOURAGE LAW ENFORCEMENT AGENCIES TO HIRE**  
6 **APPRENTICES; AND**

7           **(5) HELP LAW ENFORCEMENT AGENCIES OFFSET ADDITIONAL COSTS,**  
8 **IF ANY, ASSOCIATED WITH HIRING APPRENTICES.**

9           **(D) (1) THE DEPARTMENT SHALL:**

10                   **(I) ADMINISTER THE CADET PROGRAM; AND**

11                   **(II) AWARD GRANTS UNDER THE CADET PROGRAM ON A**  
12 **COMPETITIVE BASIS TO LAW ENFORCEMENT AGENCIES THAT MEET THE**  
13 **REQUIREMENTS UNDER PARAGRAPH (2) OF THIS SUBSECTION.**

14           **(2) A LAW ENFORCEMENT AGENCY IS ELIGIBLE TO RECEIVE A GRANT**  
15 **IF THE LAW ENFORCEMENT AGENCY EMPLOYS AT LEAST ONE APPRENTICE WHO:**

16                   **(I) HAS BEEN EMPLOYED BY THE AGENCY FOR AT LEAST 7**  
17 **MONTHS;**

18                   **(II) IS ENROLLED IN THE FIRST YEAR OF AN APPRENTICESHIP**  
19 **PROGRAM REGISTERED WITH THE MARYLAND APPRENTICESHIP AND TRAINING**  
20 **COUNCIL UNDER § 11-405(B) OF THIS TITLE; AND**

21                   **(III) LIVES IN A ZIP CODE IN WHICH AT LEAST 10% OF THE**  
22 **POPULATION IS BELOW THE POVERTY LEVEL AS ESTABLISHED BY THE U.S.**  
23 **DEPARTMENT OF COMMERCE, BUREAU OF THE CENSUS, IN THE MOST RECENTLY**  
24 **RELEASED DATA.**

25           **(E) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,**  
26 **THE AMOUNT OF A GRANT AWARDED UNDER THE CADET PROGRAM:**

27                   **(I) SHALL BE BASED ON THE NUMBER OF APPRENTICES WHO**  
28 **MEET THE DESCRIPTION IN SUBSECTION (D)(2)(I) THROUGH (III) OF THIS SECTION**  
29 **WHO ARE EMPLOYED BY THE ELIGIBLE LAW ENFORCEMENT AGENCY; AND**

1                   **(II) MAY NOT EXCEED \$2,000 FOR EACH APPRENTICE WHO**  
2 **MEETS THE DESCRIPTION IN SUBSECTION (D)(2)(I) THROUGH (III) OF THIS SECTION**  
3 **WHO IS EMPLOYED BY THE ELIGIBLE LAW ENFORCEMENT AGENCY.**

4                   **(2) THE AMOUNT OF A GRANT AWARDED TO AN ELIGIBLE UNIVERSITY**  
5 **LAW ENFORCEMENT AGENCY MAY NOT EXCEED \$1,000 FOR EACH APPRENTICE WHO**  
6 **MEETS THE DESCRIPTION IN SUBSECTION (D)(2)(I) THROUGH (III) OF THIS SECTION**  
7 **WHO IS EMPLOYED BY THE ELIGIBLE UNIVERSITY LAW ENFORCEMENT AGENCY.**

8                   **(F) FOR FISCAL YEAR 2021 AND EACH FISCAL YEAR THEREAFTER, THE**  
9 **GOVERNOR SHALL INCLUDE IN THE STATE BUDGET AN APPROPRIATION OF AT**  
10 **LEAST \$750,000 FOR THE CADET PROGRAM TO:**

11                   **(1) PROVIDE GRANTS TO ELIGIBLE LAW ENFORCEMENT AGENCIES;**  
12 **AND**

13                   **(2) COVER THE ADMINISTRATIVE COSTS OF OPERATING THE CADET**  
14 **PROGRAM.**

15                   **(G) THE DEPARTMENT SHALL ADOPT REGULATIONS NECESSARY TO CARRY**  
16 **OUT THIS SECTION, INCLUDING REGULATIONS TO:**

17                   **(1) DEVELOP REQUIREMENTS FOR GRANT APPLICATIONS;**

18                   **(2) DEVELOP A PROCESS FOR REVIEWING GRANT APPLICATIONS AND**  
19 **AWARDING GRANTS TO ELIGIBLE LAW ENFORCEMENT AGENCIES; AND**

20                   **(3) DETERMINE THE MAXIMUM AMOUNT THAT AN ELIGIBLE LAW**  
21 **ENFORCEMENT AGENCY MAY BE AWARDED UNDER THE CADET PROGRAM EACH**  
22 **FISCAL YEAR.**

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

25   **Article – Criminal Procedure**

26 2–101.

27                   (a) In this title the following words have the meanings indicated.

28                   (c) “Police officer” means a person who in an official capacity is authorized by law  
29 to make arrests and is:

30                   (25) an employee of the Warrant Apprehension Unit of the Division of Parole  
31 and Probation in the Department; [or]



1 (26) a member of the police force of the Anne Arundel Community College;  
2 **OR**

3 (27) **A MEMBER OF THE POLICE DEPARTMENT OF THE JOHNS HOPKINS**  
4 **UNIVERSITY ESTABLISHED IN ACCORDANCE WITH TITLE 24, SUBTITLE 12 OF THE**  
5 **EDUCATION ARTICLE.**

6 **Article – Education**

7 **SUBTITLE 12. POLICE DEPARTMENT OF THE JOHNS HOPKINS UNIVERSITY.**

8 **24-1201.**

9 (A) **IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS**  
10 **INDICATED.**

11 (B) **“ACCOUNTABILITY BOARD” MEANS THE UNIVERSITY POLICE**  
12 **ACCOUNTABILITY BOARD.**

13 (C) (1) **“CAMPUS AREA” MEANS ANY PROPERTY THAT IS:**

14 (I) **OWNED, LEASED, OPERATED BY, OR UNDER THE CONTROL**  
15 **OF THE UNIVERSITY ~~IN THE HOMEWOOD, EAST BALTIMORE, AND PEABODY~~**  
16 **~~CAMPUSES OF THE UNIVERSITY; AND~~**

17 (II) **LOCATED ON:**

18 **1. THE HOMEWOOD CAMPUS, MEANING THE AREA**  
19 **BOUNDED BY WEST UNIVERSITY PARKWAY AND EAST UNIVERSITY PARKWAY ON**  
20 **THE NORTH, EAST 28TH STREET AND WEST 28TH STREET ON THE SOUTH,**  
21 **REMINGTON AVENUE AND STONY RUN STREAM ON THE WEST, AND NORTH**  
22 **CALVERT STREET ON THE EAST;**

23 **2. THE EAST BALTIMORE CAMPUS, MEANING THE AREA**  
24 **BOUNDED BY EAST EAGER STREET ON THE NORTH, EAST BALTIMORE STREET ON**  
25 **THE SOUTH, NORTH CAROLINE STREET ON THE WEST, AND NORTH CASTLE STREET**  
26 **ON THE EAST; OR**

27 **3. THE PEABODY CAMPUS, MEANING THE AREA**  
28 **BOUNDED BY WEST MADISON STREET AND EAST MADISON STREET ON THE NORTH,**  
29 **EAST HAMILTON STREET AND WEST HAMILTON STREET ON THE SOUTH,**  
30 **CATHEDRAL STREET ON THE WEST, AND SAINT PAUL STREET ON THE EAST; AND**

1                   ~~(H)~~ (III)     USED FOR EDUCATIONAL OR INSTITUTIONAL  
2 PURPOSES.

3                   (2)   “CAMPUS AREA” INCLUDES THE PUBLIC PROPERTY THAT IS  
4 ADJACENT TO THE CAMPUS, INCLUDING:

5                   (I)    A SIDEWALK, A STREET, OR ANY OTHER THOROUGHFARE;  
6 AND

7                   (II)   A PARKING FACILITY.

8                   (D)   “MEMORANDUM OF UNDERSTANDING” MEANS AN AGREEMENT  
9 BETWEEN THE JOHNS HOPKINS UNIVERSITY AND THE BALTIMORE POLICE  
10 DEPARTMENT REGARDING MATTERS RELATED TO POLICE JURISDICTION AND  
11 OPERATIONS.

12                  (E)   “POLICE DEPARTMENT” MEANS A UNIVERSITY POLICE DEPARTMENT  
13 ESTABLISHED UNDER THIS ~~SECTION~~ SUBTITLE.

14                  (F)   “UNIVERSITY” MEANS THE JOHNS HOPKINS UNIVERSITY.

15                  (G)   “UNIVERSITY POLICE OFFICER” MEANS A POLICE OFFICER OF A POLICE  
16 DEPARTMENT ESTABLISHED UNDER THIS ~~SECTION~~ SUBTITLE.

17 **24-1202.**

18                  (A)   SUBJECT TO THE REQUIREMENTS OF THIS SUBTITLE, THE JOHNS  
19 HOPKINS UNIVERSITY MAY ESTABLISH A POLICE DEPARTMENT BASED ON A  
20 MEMORANDUM OF UNDERSTANDING.

21                  (B)   THE MEMORANDUM OF UNDERSTANDING SHALL REQUIRE THAT THE  
22 BALTIMORE POLICE DEPARTMENT:

23                   (1)   HAVE PRIMARY RESPONSIBILITY FOR ALL INVESTIGATIONS AND  
24 ARRESTS RELATED TO PART I OFFENSES SPECIFIED UNDER THE UNIFORM CRIME  
25 REPORTING PROGRAM, EXCEPT:

26                   (I)    THEFT;

27                   (II)   BURGLARY; AND

28                   (III)   MOTOR VEHICLE TAKING;

1           (2) MAINTAIN ANY EVIDENCE COLLECTED FROM CRIME SCENES AT  
2 THE EVIDENCE CONTROL UNIT OF THE BALTIMORE POLICE DEPARTMENT, IN  
3 ACCORDANCE WITH BALTIMORE POLICE DEPARTMENT GOVERNING PROCEDURES  
4 AND REGULATIONS; AND

5           (3) IMPOUND ANY STOLEN VEHICLES IN ACCORDANCE WITH  
6 BALTIMORE POLICE DEPARTMENT GOVERNING PROCEDURES AND REGULATIONS.

7           (c) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A UNIVERSITY  
8 POLICE OFFICER HAS THE POWERS GRANTED TO A PEACE AND POLICE OFFICER.

9           (2) (i) A UNIVERSITY POLICE OFFICER MAY EXERCISE THESE  
10 POWERS ONLY:

11                   1. ON THE UNIVERSITY'S CAMPUS AREA; AND

12                   2. ~~CONCURRENTLY WITH THE BALTIMORE POLICE~~  
13 ~~DEPARTMENT, WITHIN~~ SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH,  
14 WITHIN AREAS ADJACENT TO THE CAMPUS AREA, AS SPECIFIED IN AN THE  
15 EXECUTED MEMORANDUM OF UNDERSTANDING DEVELOPED WITH INPUT FROM THE  
16 RELEVANT COMMUNITY.

17                   (ii) A UNIVERSITY POLICE OFFICER MAY EXERCISE THESE  
18 POWERS WITHIN AREAS ADJACENT TO THE CAMPUS AREA ONLY IF:

19                           1. THE UNIVERSITY RECEIVES A MAJORITY OF SUPPORT  
20 FROM THE MEMBERS OF THE RELEVANT CAMPUS-ADJACENT COMMUNITIES FOR  
21 THE POLICE DEPARTMENT TO OPERATE IN THEIR COMMUNITIES; AND

22                           2. THE BALTIMORE CITY COUNCIL APPROVES A  
23 RESOLUTION AFFIRMING THAT THE UNIVERSITY HAS RECEIVED THE SUPPORT  
24 REQUIRED UNDER ITEM 1 OF THIS SUBPARAGRAPH ~~AND SPECIFYING~~ OF THE  
25 CAMPUS-ADJACENT COMMUNITY AREAS IN WHICH THE POLICE DEPARTMENT IS  
26 AUTHORIZED TO OPERATE.

27                   (iii) A UNIVERSITY POLICE OFFICER MAY NOT EXERCISE THESE  
28 POWERS ON ANY OTHER PROPERTY UNLESS:

29                           1. ENGAGED IN FRESH PURSUIT OF A SUSPECTED  
30 OFFENDER;

31                           2. NECESSARY TO FACILITATE THE ORDERLY FLOW OF  
32 TRAFFIC TO AND FROM ~~PROPERTY OWNED, LEASED, OPERATED BY, OR UNDER THE~~  
33 ~~CONTROL OF THE UNIVERSITY~~ A CAMPUS AREA;

1                   **3.   SPECIALLY REQUESTED OR AUTHORIZED TO**  
2 **EXERCISE THE POWERS IN BALTIMORE CITY BY THE MAYOR OF BALTIMORE CITY**  
3 **IF:**

4                   **A.   THERE IS A SUDDEN AND UNFORESEEN EMERGENCY**  
5 **OF SUCH PUBLIC GRAVITY AND URGENCY THAT IT REQUIRES AN IMMEDIATE**  
6 **RESPONSE TO PROTECT THE PUBLIC WELFARE; AND**

7                   **B.   THE MAYOR ISSUES AN ORDER DECLARING AN**  
8 **EMERGENCY THAT SPECIFIES THE MANNER IN WHICH THE POLICE OFFICER'S**  
9 **POWERS WILL BE EXERCISED; OR**

10                   **4.   ORDERED TO EXERCISE THE POWERS BY THE**  
11 **GOVERNOR UNDER A DECLARED STATE OF EMERGENCY.**

12 **24-1203.**

13                   **(A)   IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS**  
14 **SUBTITLE, THE UNIVERSITY SHALL:**

15                   **(1)   ADOPT STANDARDS, QUALIFICATIONS, AND PREREQUISITES FOR**  
16 **HIRING AND TRAINING UNIVERSITY POLICE OFFICERS THAT COMPLY WITH THE**  
17 **REGULATIONS OF THE MARYLAND POLICE TRAINING AND STANDARDS**  
18 **COMMISSION;**

19                   **(2)   ADOPT STANDARDS FOR CHARACTER, EDUCATION, HUMAN**  
20 **RELATIONS, PUBLIC RELATIONS, AND EXPERIENCE FOR UNIVERSITY POLICE**  
21 **OFFICERS;**

22                   **(3)   ENSURE CONSTITUTIONAL AND COMMUNITY-ORIENTED**  
23 **POLICING THROUGH THE ADOPTION OF POLICIES, PRACTICES, AND TRAINING THAT:**

24                   **(i)   PROMOTE RECRUITING AND HIRING DIVERSE CANDIDATES,**  
25 **USING LOCAL HIRING AND RESIDENCY INITIATIVES;**

26                   **(ii)   ADVANCE IMPARTIAL AND NONDISCRIMINATORY POLICING**  
27 **TO PROMOTE DISABILITY AND DIVERSITY AWARENESS AND PREVENT PROFILING**  
28 **AND IMPLICIT BIAS AGAINST RACIAL, ETHNIC, SEXUAL, RELIGIOUS, AND OTHER**  
29 **MINORITIES;**

30                   **(iii)  PROMOTE APPROPRIATE INTERACTIONS WITH**  
31 **INDIVIDUALS WHO:**

1                   1.     **ARE UNDER THE AGE OF 18;**

2                   2.     **HAVE BEHAVIORAL HEALTH OR OTHER DISABILITIES;**

3     **OR**

4                   3.     **ARE IN CRISIS;**

5                   **(IV) ENSURE APPROPRIATE USE OF FORCE, INCLUDING:**

6                   1.     **THE USE OF ALTERNATIVES TO FORCE;**

7                   2.     **THE USE OF DE-ESCALATION TECHNIQUES; AND**

8                   3.     **FOR ANY OFFICER WHO CARRIES A FIREARM, THE USE**  
9     **OF NONLETHAL OR LESS-LETHAL WEAPONS;**

10                   **(V) GUARANTEE THE ADOPTION AND USE OF APPROPRIATE**  
11     **AND EFFECTIVE TECHNOLOGY, ~~INCLUDING BODY WORN CAMERAS AND OTHER~~**  
12     **~~RECORDING DEVICES;~~**

13                   **(VI) ENSURE SAFE AND HUMANE TREATMENT OF INDIVIDUALS**  
14     **IN CUSTODY;**

15                   **(VII) SUPPORT THE LAWFUL EXERCISE OF RIGHTS OF FREE**  
16     **EXPRESSION, PARTICULARLY IN THE CONTEXT OF A UNIVERSITY COMMUNITY;**

17                   **(VIII) BUILD TRUST BETWEEN VICTIMS OF SEXUAL ASSAULT AND**  
18     **THE POLICE DEPARTMENT AND OTHER UNIVERSITY OFFICIALS, CONSISTENT WITH**  
19     **UNIVERSITY POLICY AND FEDERAL AND STATE LAW;**

20                   **(IX) PROMOTE COMMUNITY ENGAGEMENT, INCLUDING:**

21                   1.     **REPORTING COMMUNITY ENGAGEMENT PLANS EACH**  
22     **YEAR TO THE ACCOUNTABILITY BOARD ESTABLISHED UNDER § 24-1205 OF THIS**  
23     **SUBTITLE; AND**

24                   2.     **ESTABLISHING A PROCESS TO CONSIDER COMMUNITY**  
25     **OR UNIVERSITY REQUESTS FOR ADDITIONAL JURISDICTION FOR THE POLICE**  
26     **DEPARTMENT; AND**

27                   **(X) ESTABLISH A PROCESS TO:**

1                   1.    ALLOW ANY PERSON, INCLUDING MEMBERS OF THE  
2 POLICE DEPARTMENT, TO FILE COMPLAINTS AGAINST UNIVERSITY POLICE  
3 OFFICERS; AND

4                   2.    ENSURE TIMELY INVESTIGATION OF ALL  
5 COMPLAINTS REGARDING THE POLICE DEPARTMENT AND ITS EMPLOYEES; ~~AND~~

6                   (4)   SUBJECT TO SUBSECTION (B) OF THIS SECTION, WITHIN 5 YEARS  
7 AFTER THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING UNDER § 24-1202  
8 OF THIS SUBTITLE, MAINTAIN A POLICE DEPARTMENT IN WHICH AT LEAST 25% OF  
9 THE POLICE DEPARTMENT'S WORKFORCE ARE RESIDENTS OF BALTIMORE CITY;

10                  (5)   REQUIRE UNIVERSITY POLICE OFFICERS TO WEAR BODY- WORN  
11 CAMERAS IN ACCORDANCE WITH:

12                   (i)   PROCEDURES ADOPTED BY THE UNIVERSITY; AND

13                   (ii) THE BODY-WORN CAMERA POLICY ESTABLISHED BY THE  
14 MARYLAND POLICE TRAINING AND STANDARDS COMMISSION UNDER § 3-511 OF  
15 THE PUBLIC SAFETY ARTICLE;

16                  (6)   EMPLOY NOT MORE THAN 100 EMPLOYEES WITHIN THE POLICE  
17 DEPARTMENT; AND

18                  (7)   SEEK ACCREDITATION BY THE COMMISSION ON ACCREDITATION  
19 FOR LAW ENFORCEMENT AGENCIES, THE INTERNATIONAL ASSOCIATION OF  
20 CAMPUS LAW ENFORCEMENT ADMINISTRATORS, OR A SIMILAR ORGANIZATION.

21                  (B)   SUBSECTION (A)(4) OF THIS SECTION MAY NOT BE CONSTRUED TO  
22 REQUIRE THE UNIVERSITY TO HIRE AN OFFICER WHO:

23                   (1)   DOES NOT MEET THE POLICE OFFICER CERTIFICATION  
24 REQUIREMENTS OF THE MARYLAND POLICE TRAINING AND STANDARDS  
25 COMMISSION SPECIFIED UNDER § 3-209 OF THE PUBLIC SAFETY ARTICLE; OR

26                   (2)   FAILS AN ASSESSMENT THAT EVALUATES AN APPLICANT BASED  
27 ON THE STANDARDS ADOPTED UNDER SUBSECTION (A)(2) OF THIS SECTION.

28                  (C)   IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS  
29 SUBTITLE, THE UNIVERSITY SHALL HOST OR PARTICIPATE IN AT LEAST FOUR JOB  
30 EVENTS IN EACH CALENDAR YEAR, LOCATED IN DIFFERENT SITES IN BALTIMORE  
31 CITY, REPRESENTATIVE OF THE BALTIMORE CITY COMMUNITY, AT WHICH  
32 INDIVIDUALS ARE INTERVIEWED FOR POSITIONS IN THE POLICE DEPARTMENT  
33 WORKFORCE.

1 **24-1204.**

2 **IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS**  
3 **SUBTITLE, THE UNIVERSITY SHALL CONTINUE TO MAKE USE OF UNIVERSITY**  
4 **SECURITY PERSONNEL OR BUILDING GUARDS IN ADDITION TO THE POLICE**  
5 **DEPARTMENT.**

6 **24-1205.**

7 **(A) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS**  
8 **SUBTITLE, THE UNIVERSITY SHALL ESTABLISH A UNIVERSITY POLICE**  
9 **ACCOUNTABILITY BOARD.**

10 **(B) THE PURPOSE OF THE ACCOUNTABILITY BOARD IS TO:**

11 **(1) ENABLE COMMUNITY MEMBERS TO SHARE COMMUNITY**  
12 **CONCERNS REGARDING THE POLICE DEPARTMENT DIRECTLY WITH POLICE**  
13 **DEPARTMENT LEADERSHIP;**

14 **(2) REVIEW POLICE DEPARTMENT METRICS;**

15 **(3) PROVIDE FEEDBACK ON EXISTING POLICE DEPARTMENT**  
16 **POLICIES AND PRACTICES, INCLUDING POLICE DEPARTMENT STANDARDS FOR**  
17 **HIRING AND RECRUITMENT; AND**

18 **(4) SUGGEST IDEAS FOR IMPROVING POLICE DEPARTMENT POLICIES,**  
19 **PROCEDURES, AND PERFORMANCE, INCLUDING IDEAS FOR COMMUNITY-BASED**  
20 **PUBLIC SAFETY INITIATIVES.**

21 **(C) (1) THE ACCOUNTABILITY BOARD SHALL BE COMPOSED OF 15**  
22 **INDIVIDUALS, INCLUDING:**

23 **(I) STUDENTS, FACULTY, AND STAFF OF THE UNIVERSITY; AND**

24 **(II) MEMBERS OF THE BALTIMORE CITY COMMUNITY FROM**  
25 **THE NEIGHBORHOODS ADJACENT TO THE CAMPUS AREA.**

26 **(2) THE ACCOUNTABILITY BOARD SHALL INCLUDE AT LEAST ONE**  
27 **COMMUNITY REPRESENTATIVE WHO IS UNAFFILIATED WITH THE UNIVERSITY FROM**  
28 **EACH OF THE FOLLOWING NEIGHBORHOODS:**

29 **(I) THE NEIGHBORHOOD ADJACENT TO THE UNIVERSITY'S**  
30 **HOMEWOOD CAMPUS;**

1                   (II) THE NEIGHBORHOOD ADJACENT TO THE UNIVERSITY'S  
2 EAST BALTIMORE CAMPUS; AND

3                   (III) THE NEIGHBORHOOD ADJACENT TO THE UNIVERSITY'S  
4 PEABODY CAMPUS.

5                   (3) EXCEPT AS PROVIDED IN PARAGRAPH (4) OF THIS SUBSECTION,  
6 UNIVERSITY LEADERSHIP SHALL APPOINT THE INDIVIDUALS TO THE  
7 ACCOUNTABILITY BOARD WITH THE ADVICE AND CONSENT OF THE SENATE.

8                   (4) (I) THE MAYOR OF BALTIMORE CITY AND THE BALTIMORE  
9 CITY COUNCIL PRESIDENT EACH SHALL APPOINT AN INDIVIDUAL TO THE  
10 ACCOUNTABILITY BOARD.

11                   (II) UNIVERSITY LEADERSHIP, IN CONSULTATION WITH THE  
12 BALTIMORE CITY COUNCIL, SHALL APPOINT THE COMMUNITY REPRESENTATIVES  
13 SPECIFIED UNDER PARAGRAPH (2) OF THIS SUBSECTION WITH THE ADVICE AND  
14 CONSENT OF THE SENATE.

15                   (D) THE ACCOUNTABILITY BOARD SHALL HAVE THE AUTHORITY TO:

16                   (1) REVIEW POLICE DEPARTMENT METRICS INVOLVING CRIME;

17                   (2) REVIEW CURRENT AND PROSPECTIVE POLICE DEPARTMENT  
18 POLICIES, PROCEDURES, AND TRAINING; AND

19                   (3) PROVIDE RECOMMENDATIONS TO THE UNIVERSITY ON CURRENT  
20 AND PROSPECTIVE POLICE DEPARTMENT POLICIES, PROCEDURES, AND TRAINING.

21                   (E) THE ACCOUNTABILITY BOARD SHALL:

22                   (1) MEET AT LEAST QUARTERLY;

23                   (2) HOLD AT LEAST ONE PUBLIC MEETING EACH YEAR TO SEEK INPUT  
24 ON POLICE DEPARTMENT POLICIES, PROCEDURES, AND TRAINING FROM  
25 COMMUNITY MEMBERS OF BALTIMORE CITY; AND

26                   (3) POST THE MINUTES FROM EACH MEETING ON A WEBSITE  
27 AVAILABLE TO THE PUBLIC.

28 24-1206.



1 IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS  
2 SUBTITLE, THE POLICE DEPARTMENT IS SUBJECT TO THE JURISDICTION OF THE  
3 CIVILIAN REVIEW BOARD OF BALTIMORE CITY ESTABLISHED UNDER § 16-42 OF  
4 THE PUBLIC LOCAL LAWS OF BALTIMORE CITY.

5 24-1207.

6 IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS  
7 SUBTITLE, THE POLICE DEPARTMENT SHALL ESTABLISH AT LEAST ONE POLICE  
8 ATHLETIC/ACTIVITY LEAGUE IN BALTIMORE CITY THROUGH THE NATIONAL  
9 ASSOCIATION OF POLICE ATHLETIC/ACTIVITIES LEAGUE, INC., AT ITS OWN  
10 EXPENSE.

11 24-1208.

12 (A) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS  
13 SUBTITLE, ON OR BEFORE OCTOBER 1 EACH YEAR, THE UNIVERSITY SHALL REPORT  
14 FOR THE PREVIOUS FISCAL YEAR:

15 (1) THE TOTAL NUMBER OF UNIVERSITY POLICE OFFICERS  
16 EMPLOYED BY THE UNIVERSITY;

17 (2) THE FOLLOWING INFORMATION RELATING TO INDIVIDUALS WHO  
18 APPLIED TO JOIN THE UNIVERSITY POLICE DEPARTMENT WORKFORCE:

19 (i) THE TOTAL NUMBER OF INDIVIDUALS WHO APPLIED,  
20 REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE;

21 (ii) THE TOTAL NUMBER OF INDIVIDUALS WHO WERE HIRED AS  
22 MEMBERS OF THE WORKFORCE, REPORTED BY COUNTY, STATE, AND ZIP CODE OF  
23 RESIDENCE;

24 (iii) THE NUMBER OF APPLICANTS, REPORTED BY COUNTY,  
25 STATE, AND ZIP CODE OF RESIDENCE, WHO WERE DISQUALIFIED DURING THE  
26 APPLICATION PROCESS FOR FAILING TO MEET THE CERTIFICATION REQUIREMENTS  
27 OF THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION;

28 (iv) THE NUMBER OF APPLICANTS, REPORTED BY COUNTY,  
29 STATE, AND ZIP CODE OF RESIDENCE, WHO WERE DISQUALIFIED BY FAILING AN  
30 ASSESSMENT THAT EVALUATES AN APPLICANT BASED ON THE STANDARDS ADOPTED  
31 UNDER § 24-1203(A)(2) OF THIS SUBTITLE; AND

32 (v) THE NUMBER OF BALTIMORE CITY RESIDENTS, REPORTED  
33 BY ZIP CODE OF RESIDENCE, WHO WERE HIRED AS MEMBERS OF THE WORKFORCE;

1           **(3) THE FOLLOWING INFORMATION, REPORTED BY COUNTY, STATE,**  
2 **AND ZIP CODE OF RESIDENCE, FOR THE JOHNS HOPKINS UNIVERSITY CAMPUS**  
3 **SECURITY WORKFORCE:**

4           **(I) THE NUMBER OF APPLICANTS TO THE WORKFORCE; AND**

5           **(II) THE NUMBER OF INDIVIDUALS HIRED TO THE WORKFORCE;**

6           ~~(2)~~ **(4) THE AMOUNT OF FUNDS USED TO MAINTAIN THE POLICE**  
7 **DEPARTMENT;**

8           ~~(3)~~ **(5) THE TOTAL NUMBER OF CRIMES THAT RESULTED IN A**  
9 **UNIVERSITY POLICE OFFICER ARRESTING AN INDIVIDUAL;**

10           ~~(4)~~ **(6) THE TYPES OF CRIMES THAT RESULTED IN A UNIVERSITY**  
11 **POLICE OFFICER ARRESTING AN INDIVIDUAL;**

12           ~~(5)~~ **(7) THE TOTAL NUMBER OF TRAFFIC STOPS;**

13           ~~(6)~~ **(8) (I) THE NUMBER, TYPE, AND DISPOSITION OF**  
14 **COMPLAINTS FILED AGAINST UNIVERSITY POLICE OFFICERS; AND**

15           ~~(2)~~ **(II) THE NUMBER AND TYPE OF INDIVIDUALS WHO FILED**  
16 **COMPLAINTS, INCLUDING WHETHER THE INDIVIDUAL WHO FILED THE COMPLAINT**  
17 **WAS A STUDENT, A FACULTY MEMBER, A STAFF MEMBER, OR AN INDIVIDUAL**  
18 **UNAFFILIATED WITH THE UNIVERSITY;**

19           ~~(7)~~ **(9) A DESCRIPTION OF THE COMPLAINT REVIEW PROCESS THE**  
20 **UNIVERSITY USES TO REVIEW A COMPLAINT FILED AGAINST A UNIVERSITY POLICE**  
21 **OFFICER;**

22           ~~(8)~~ **(10) THE NUMBER OF OFFICERS DISCIPLINED, INCLUDING THE**  
23 **TYPE OF DISCIPLINE ADMINISTERED;**

24           ~~(9)~~ **(11) THE NUMBER OF UNIVERSITY POLICE OFFICER-INVOLVED**  
25 **SHOOTINGS, LINE-OF-DUTY DEATHS, AND IN-CUSTODY DEATHS; AND**

26           ~~(10)~~ **(12) A DESCRIPTION OF THE NUMBER OF COMMUNITY**  
27 **OUTREACH EVENTS BY THE POLICE DEPARTMENT.**

28           **(B) THE INFORMATION REQUIRED UNDER SUBSECTION (A) OF THIS**  
29 **SECTION SHALL BE:**

1           (1) DISAGGREGATED BY RACE, ETHNICITY, GENDER, AGE, AND, WHEN  
2 APPLICABLE, OFFICER RANK; AND

3           (2) REPORTED IN A MANNER, CONSISTENT WITH FEDERAL LAW, THAT  
4 PROTECTS THE CONFIDENTIALITY OF THE INDIVIDUAL WHO FILED THE COMPLAINT  
5 TO THE EXTENT POSSIBLE.

6           (C) THE UNIVERSITY SHALL REPORT THE INFORMATION SPECIFIED IN  
7 SUBSECTION (A) OF THIS SECTION TO:

8           (1) THE MAYOR OF BALTIMORE CITY;

9           (2) THE BALTIMORE CITY COUNCIL;

10          (3) IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT  
11 ARTICLE, THE GENERAL ASSEMBLY; AND

12          (4) THE ACCOUNTABILITY BOARD.

13          (D) THE UNIVERSITY SHALL SUBMIT ALL INCIDENT REPORTS TO THE  
14 BALTIMORE POLICE DEPARTMENT USING THE STANDARD REPORTING POLICIES  
15 AND SYSTEMS OF THE BALTIMORE POLICE DEPARTMENT.

16 24-1209.

17          NOTHING IN THIS SUBTITLE SHALL BE CONSTRUED TO AFFECT THE RIGHT OF  
18 EMPLOYEES OF THE POLICE DEPARTMENT TO FORM, JOIN, SUPPORT, OR  
19 PARTICIPATE IN A LABOR ORGANIZATION TO ENGAGE IN COLLECTIVE BARGAINING  
20 UNDER APPLICABLE FEDERAL LAW.

21 24-1210.

22          (A) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS  
23 SUBTITLE, THE POLICE DEPARTMENT SHALL ALLOW A PERSON OR GOVERNMENTAL  
24 UNIT TO ACCESS INFORMATION IN THE SAME MANNER AS A PERSON OR  
25 GOVERNMENTAL UNIT WOULD BE ABLE TO ACCESS A PUBLIC RECORD OF A LAW  
26 ENFORCEMENT AGENCY UNDER THE PUBLIC INFORMATION ACT IF THE  
27 INFORMATION IS:

28          (1) INCLUDED IN RECORDS THAT ARE:

29           (I) CREATED SOLELY FOR LAW ENFORCEMENT PURPOSES; OR

30           (II) RELATED TO AN ARREST FOR A CRIMINAL OFFENSE; AND

1           **(2) WOULD BE SUBJECT TO DISCLOSURE UNDER THE PUBLIC**  
2 **INFORMATION ACT IF THE INFORMATION WERE IN A RECORD CREATED BY A LAW**  
3 **ENFORCEMENT AGENCY.**

4           **(B) THIS SECTION MAY NOT BE CONSTRUED TO MAKE AN INDEPENDENT**  
5 **INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN § 10-101 OF THIS ARTICLE,**  
6 **SUBJECT TO THE PUBLIC INFORMATION ACT.**

7 **24-1211.**

8           **(A) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS**  
9 **SUBTITLE, THE UNIVERSITY, THE POLICE DEPARTMENT, AND THE OFFICERS,**  
10 **EMPLOYEES, AND AGENTS OF THE UNIVERSITY OR POLICE DEPARTMENT:**

11           **(1) ARE NOT ENTITLED TO IMMUNITY UNDER TITLE 5, SUBTITLE 3 OF**  
12 **THE COURTS ARTICLE (LOCAL GOVERNMENT TORT CLAIMS ACT), TITLE 12,**  
13 **SUBTITLE 1 OF THE STATE GOVERNMENT ARTICLE (MARYLAND TORT CLAIMS**  
14 **ACT), OR COMMON LAW PUBLIC OFFICIAL IMMUNITY; AND**

15           **(2) MAY NOT RAISE THE DEFENSE OF SOVEREIGN IMMUNITY.**

16           **(B) NO ACTION MAY BE MAINTAINED AGAINST THE STATE FOR THE**  
17 **CONDUCT OR OTHER ACTS OF THE UNIVERSITY, THE POLICE DEPARTMENT, OR THE**  
18 **OFFICERS, EMPLOYEES, OR AGENTS OF THE UNIVERSITY OR POLICE DEPARTMENT.**

19 **24-1212.**

20           **(A) (1) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER**  
21 **THIS SUBTITLE, THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL CONDUCT A**  
22 **PRELIMINARY EVALUATION OF THE POLICE DEPARTMENT ON OR BEFORE**  
23 **DECEMBER 15, 2027, IN THE SAME MANNER AS A PRELIMINARY EVALUATION IS**  
24 **CONDUCTED UNDER THE MARYLAND PROGRAM EVALUATION ACT.**

25           **(2) IF THE LEGISLATIVE POLICY COMMITTEE DOES NOT DETERMINE**  
26 **THAT A FULL EVALUATION IS NEEDED, THE DEPARTMENT OF LEGISLATIVE**  
27 **SERVICES SHALL PREPARE LEGISLATION TO EXTEND THE TERMINATION DATE**  
28 **UNDER SUBSECTION (C) OF THIS SECTION AND THE EVALUATION DATE UNDER**  
29 **PARAGRAPH (1) OF THIS SUBSECTION.**

30           **(B) IF THE LEGISLATIVE POLICY COMMITTEE DETERMINES A FULL**  
31 **EVALUATION IS NECESSARY, THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL,**  
32 **IN THE SAME MANNER AS IS REQUIRED UNDER THE MARYLAND PROGRAM**  
33 **EVALUATION ACT:**

1 (1) CONDUCT A FULL EVALUATION IN THE SAME MANNER AS A FULL  
2 EVALUATION; AND

3 (2) ISSUE A FULL REPORT TO THE GENERAL ASSEMBLY  
4 RECOMMENDING THAT THIS SUBTITLE SHOULD BE REESTABLISHED, WITH OR  
5 WITHOUT CHANGES, OR ALLOWED TO TERMINATE.

6 (c) SUBJECT TO THE EVALUATION AND REESTABLISHMENT PROVISIONS OF  
7 THIS SECTION, THIS SUBTITLE AND ALL POLICIES AND STANDARDS ADOPTED UNDER  
8 THIS SUBTITLE SHALL TERMINATE AND BE OF NO FURTHER EFFECT AFTER JULY 1,  
9 2029.

10 **Article – Public Safety**

11 3–101.

12 (a) In this subtitle the following words have the meanings indicated.

13 (e) (1) “Law enforcement officer” means an individual who:

14 (i) in an official capacity is authorized by law to make arrests; and

15 (ii) is a member of one of the following law enforcement agencies:

16 25. the Warrant Apprehension Unit of the Division of Parole  
17 and Probation in the Department of Public Safety and Correctional Services; [or]

18 26. the police force of the Anne Arundel Community College;

19 **OR**

20 **27. THE POLICE DEPARTMENT OF THE JOHNS HOPKINS**  
21 **UNIVERSITY ESTABLISHED IN ACCORDANCE WITH TITLE 24, SUBTITLE 12 OF THE**  
22 **EDUCATION ARTICLE.**

23 (2) “Law enforcement officer” does not include:

24 (ix) a City of Hagerstown fire and explosive investigator as defined  
25 in § 2–208.5 of the Criminal Procedure Article; [or]

26 (x) a Howard County fire and explosive investigator as defined in §  
27 2–208.6 of the Criminal Procedure Article; **OR**

1                   **(XI) THE CHIEF OF POLICE OF THE POLICE DEPARTMENT OF**  
2 **THE JOHNS HOPKINS UNIVERSITY ESTABLISHED IN ACCORDANCE WITH TITLE 24,**  
3 **SUBTITLE 12 OF THE EDUCATION ARTICLE.**

4 3–107.

5           (a)   (1)   Except as provided in paragraph (2) of this subsection and § 3–111 of  
6 this subtitle, if the investigation or interrogation of a law enforcement officer results in a  
7 recommendation of demotion, dismissal, transfer, loss of pay, reassignment, or similar  
8 action that is considered punitive, the law enforcement officer is entitled to a hearing on  
9 the issues by a hearing board before the law enforcement agency takes that action.

10           (2)   A law enforcement officer who has been convicted of a felony is not  
11 entitled to a hearing under this section.

12           (c)   (1)   Except as provided in paragraph (5) of this subsection and in § 3–111 of  
13 this subtitle, the hearing board authorized under this section shall consist of at least three  
14 voting members who:

15                   (i)   are appointed by the chief and chosen from law enforcement  
16 officers within that law enforcement agency, or from law enforcement officers of another  
17 law enforcement agency with the approval of the chief of the other agency; and

18                   (ii)   have had no part in the investigation or interrogation of the law  
19 enforcement officer.

20           (2)   At least one member of the hearing board shall be of the same rank as  
21 the law enforcement officer against whom the complaint is filed.

22           (3)   (i)   Subject to [subparagraph] **SUBPARAGRAPHS (ii) AND (III)** of  
23 this paragraph, a chief may appoint, as a nonvoting member of the hearing board, one  
24 member of the public who has received training administered by the Maryland Police  
25 Training and Standards Commission on the Law Enforcement Officers' Bill of Rights and  
26 matters relating to police procedures.

27                   (ii)   If authorized by local law, a hearing board formed under  
28 paragraph (1) of this subsection may include up to two voting or nonvoting members of the  
29 public who have received training administered by the Maryland Police Training and  
30 Standards Commission on the Law Enforcement Officers' Bill of Rights and matters  
31 relating to police procedures.

32                   **(III) AT THE JOHNS HOPKINS UNIVERSITY, IF AUTHORIZED BY**  
33 **LOCAL LAW, A HEARING BOARD FORMED UNDER PARAGRAPH (1) OF THIS**  
34 **SUBSECTION SHALL INCLUDE TWO VOTING MEMBERS OF THE PUBLIC WHO HAVE**  
35 **RECEIVED TRAINING ADMINISTERED BY THE MARYLAND POLICE TRAINING AND**

1 **STANDARDS COMMISSION ON THE LAW ENFORCEMENT OFFICERS' BILL OF RIGHTS**  
2 **AND MATTERS RELATING TO POLICE PROCEDURES.**

3 3–201.

4 (a) In this subtitle the following words have the meanings indicated.

5 (f) (1) “Police officer” means an individual who:

6 (i) is authorized to enforce the general criminal laws of the State;

7 and

8 (ii) is a member of one of the following law enforcement agencies:

9 21. the parole and probation employees of the Warrant  
10 Apprehension Unit of the Division of Parole and Probation in the Department who are  
11 authorized to make arrests; [or]

12 22. the police force of the Anne Arundel Community College;

13 **OR**

14 **23. THE POLICE DEPARTMENT OF THE JOHNS HOPKINS**  
15 **UNIVERSITY ESTABLISHED IN ACCORDANCE WITH TITLE 24, SUBTITLE 12 OF THE**  
16 **EDUCATION ARTICLE.**

17 3–212.

18 (a) Subject to the hearing provisions of subsection (b) of this section, the  
19 Commission may suspend or revoke the certification of a police officer if the police officer:

20 (1) violates or fails to meet the Commission’s standards; or

21 (2) knowingly fails to report suspected child abuse in violation of § 5–704  
22 of the Family Law Article.

23 **Article 4 – Baltimore City**

24 16–41.

25 (a) In this subheading the following words have the meanings indicated.

26 (g) “Law enforcement unit” means:

27 (1) the Police Department of Baltimore City;

28 (2) the Baltimore City School Police;

- 1           (3)    the Housing Authority of Baltimore City Police;
- 2           (4)    the Baltimore City Sheriff's Department;
- 3           (5)    the Baltimore City Watershed Police Force;
- 4           (6)    the police force of the Baltimore City Community College; [or]
- 5           (7)    the police force of Morgan State University; **OR**
- 6           **(8)    THE POLICE DEPARTMENT OF THE JOHNS HOPKINS UNIVERSITY.**
- 7 16–42.

8           (a)    The Civilian Review Board of Baltimore City is established to provide a  
9 permanent, statutory agency in Baltimore City through which:

10           (1)    complaints lodged by members of the public regarding abusive  
11 language, false arrest, false imprisonment, harassment, or excessive force by police officers  
12 of a law enforcement unit shall be processed, investigated under § 16–46 of this subheading,  
13 and evaluated; and

14           (2)    policies of a law enforcement unit may be reviewed.

15           (b)    Jurisdiction of the Board shall extend only to complaints against police officers  
16 with respect to abusive language, false arrest, false imprisonment, harassment, and use of  
17 excessive force as defined in § 16–41 of this subheading and by the law enforcement unit's  
18 rules and regulations.

19           (c)    A law enforcement unit shall place posters in all law enforcement unit stations  
20 and elsewhere throughout the City to explain the procedure for filing a complaint.

21           (d)    An explanation of the Board's complaint procedures shall be made to all police  
22 officers in a general order to be included in the manual of rules and procedures of a law  
23 enforcement unit, and shall be included in the training program for new police officers.

24           (e)    Each member of the Board shall receive training on the issues of abusive  
25 language, false arrest, false imprisonment, harassment, and excessive force.

26           **SECTION 3. AND BE IT FURTHER ENACTED, That:**

27           (a)    Before executing a memorandum of understanding under Section 2 of this Act,  
28 the Johns Hopkins University shall:

29           (1)    post publicly the proposed memorandum of understanding document  
30 for 30 days on a website available to the public;



1           (2)     provide the Baltimore City Council 30 days to review and submit  
2 written comments to the University on the proposed memorandum of understanding;

3           (3)     provide affected individuals, neighborhoods, community groups, and  
4 local officials with an opportunity to review and comment on the proposed memorandum of  
5 understanding; and

6           (4)     host at least two public forums to present the proposed memorandum  
7 of understanding:

8                   (i)     one of which the University shall hold on or near the Homewood  
9 and Peabody campuses; and

10                   (ii)    one of which the University shall hold on or near the East  
11 Baltimore campus.

12           (b)     The University shall provide notice of the public forums required under  
13 subsection (a)(4) of this section at least 10 days before the forum by:

14                   (1)     posting a notice on a website available to the public; and

15                   (2)     e-mailing a notice to University affiliates and community associations  
16 that are in proximity to the campuses.

17           (c)     If a final memorandum of understanding is executed by all parties, the  
18 University shall post a copy of the executed memorandum of understanding on a website  
19 available to the public.

20           SECTION 4. AND BE IT FURTHER ENACTED, That:

21           (a)     It is the intent of the General Assembly that the East Baltimore Historical  
22 Library in Baltimore City receive State funds in the amount of \$100,000 if the Johns  
23 Hopkins University provides matching funds.

24           (b)     Any funds provided to the East Baltimore Historical Library under subsection  
25 (a) of this section shall be used for the acquisition, planning, design, construction, or capital  
26 equipping of the East Baltimore Historical Library.

27           SECTION 5. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
28 1, 2019.