

**Maryland General Assembly
Department of Legislative Services**

**Proposed Regulation
Department of Public Safety and Correctional Services
(DLS Control No. 16-005)**

Overview and Legal and Fiscal Impact

The regulation authorizes, with respect to a police officer applicant who completed police entrance-level training in another state or with the federal government, the applicant to complete annual firearms classroom instruction and training and qualification in lieu of entrance-level training if the Deputy Director of the Police and Correctional Training Commissions determines that the applicant's entrance-level firearms training was equivalent to that currently required by the Police Training Commission regulations.

The regulation presents no legal issues of concern.

There is no fiscal impact on State or local agencies.

Regulation of COMAR Affected

Department of Public Safety and Correctional Services:

Police Training Commission: General Regulations: COMAR 12.04.01.14

Legal Analysis

Summary of Regulation

The regulation provides that, if the Deputy Director of the Police and Correctional Training Commissions determines that an individual has previously completed training that is equivalent to the entrance-level firearms training required under the regulations for the agency approved firearm, the individual shall only be required to complete annual firearms classroom instruction and training and qualification required by the regulations for the firearm.

Legal Issues

The regulation presents no legal issues of concern.

Statutory Authority and Legislative Intent

The department cites § 2-109 of the Correctional Services Article and § 3-208(a) of the Public Safety Article as statutory authority for the regulation.

Section 2-109(c) of the Criminal Services Article provides that the Secretary of Public Safety and Correctional Services shall adopt regulations to govern the policies and management of correctional facilities in the department.

Section 3-208(a) of the Public Safety Article authorizes the Police Training Commission, subject to the authority of the Secretary, to adopt regulations necessary or appropriate to carry out the subtitle.

This authority is correct and complete. The regulation complies with the legislative intent of the law.

Fiscal Analysis

There is no fiscal impact on State or local agencies.

Agency Estimate of Projected Fiscal Impact

The department advises that the regulation is administrative in nature and has no impact on State or local governments. The Department of Legislative Services concurs.

Impact on Budget

There is no impact on the State operating or capital budget.

Agency Estimate of Projected Small Business Impact

The department advises that the regulation has minimal or no economic impact on small businesses in the State. The Department of Legislative Services concurs.

Contact Information

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