

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL NO. 133

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “expanding” in line 3 down through “abuse;” in line 5; in lines 8 and 9, strike “or sadomasochistic abuse”; in line 10, strike “minors in a certain state of being or”; and in line 11, after “minor;” insert “authorizing the Department of State Police to exercise certain police powers;”.

AMENDMENT NO. 2

On page 1, after line 17, insert:

“BY repealing and reenacting, with amendments,  
Article 88B - Department of State Police  
Section 4(c)  
Annotated Code of Maryland  
(1995 Replacement Volume)”.

AMENDMENT NO. 3

On page 2, in line 3, strike “IN A STATE OF SEXUAL EXCITEMENT”; in lines 4, 9, and 23, in each instance, strike “OR SADOMASOCHISTIC ABUSE”; in line 4, strike the brackets; in lines 4 and 5, strike “§ 416A”; in line 5, strike the first set of brackets; in line 7, after “COMPUTER” insert “KNOWINGLY”; in line 8, strike “OR DESCRIBES”; in lines 8 and 14, in each instance, strike “IN A STATE OF SEXUAL EXCITEMENT OR”; in lines 14 and 15, strike “OR SADOMASOCHISTIC ABUSE”; in line 23, after “SOLICITING” insert “UNLAWFUL”; in lines 35 and 36, strike “IN A STATE OF SEXUAL EXCITEMENT”; in lines 36 and 37, strike “OR SADOMASOCHISTIC ABUSE”; in lines 39 and 40, strike “IN A STATE OF SEXUAL EXCITEMENT OR”; in lines 40 and 41, strike “OR SADOMASOCHISTIC ABUSE”; and after line 44, insert:

(Over)

“Article 88B - Department of State Police

4.

(c) Police employees shall not act within the limits of any incorporated municipality which maintains a police force except: (1) when in pursuit of an offender or suspected offender; (2) when in search of an offender or suspected offender wanted for a crime committed outside of the limits of the municipality, or when interviewing or seeking to interview a witness or supposed witness to such a crime; (3) when a crime is committed in the presence of the police employee, the arrested party shall be immediately transferred to the custody of the local law enforcement agency; (4) when requested to act by the chief executive officer or the chief police officer of the municipality; (5) when ordered by the Governor to act within the municipality; (6) except in Baltimore City, when enforcing the motor vehicle laws of this State; (7) in Baltimore City, only when enforcing Title 23 (Vehicle Laws - Inspection of Used Vehicles and Warnings for Defective Equipment) of the Transportation Article; (8) in any building or place when ordered by the President of the Senate and the Speaker of the House of Delegates, or either of them, to guard the safety of legislators or the integrity of the legislative process; (9) to protect the safety of an elected State official; (10) in the municipalities of Somerset County; (11) WHEN ENFORCING ARTICLE 27, § 419A OF THE CODE; or [(11)] (12) (i) 1. when participating in a joint investigation with officials from any other State, federal, or local law enforcement agency at least one of which shall have local jurisdiction; 2. when rendering assistance to a police officer; 3. when acting at the request of a local police officer; or 4. when an emergency exists; and (ii) when acting in accordance with regulations adopted by the Secretary to implement this paragraph.”.