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**By: Senator Pica**

Introduced and read first time: February 9, 1996

Assigned to: Rules

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A BILL ENTITLED

1 AN ACT concerning

2 **Department of State Police - Enforcement of Motor Vehicle Laws in Baltimore City**

3 FOR the purpose of expanding the authority of the Department of State Police to enforce  
4 the motor vehicle laws of this State in Baltimore City; making technical changes;  
5 and generally relating to the powers of the Department of State Police.

6 BY repealing and reenacting, with amendments,  
7 Article 88B - Department of State Police  
8 Section 4(b), (c), and (e)  
9 Annotated Code of Maryland  
10 (1995 Replacement Volume)

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

13 **Article 88B - Department of State Police**

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15 (b) [The] EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, THE  
16 Secretary, the deputy secretary, and employees designated by the Secretary as police  
17 employees shall have throughout the State the same powers, privileges, immunities, and  
18 defenses as sheriffs, constables, police officers, and other peace officers possessed at  
19 common law and may now or hereafter exercise within their respective jurisdictions. Any  
20 warrant of arrest may be executed by a police employee in any part of the State without  
21 further endorsement.

22 (c) Police employees shall not act within the limits of any incorporated  
23 municipality which maintains a police force except: (1) when in pursuit of an offender or  
24 suspected offender; (2) when in search of an offender or suspected offender wanted for a  
25 crime committed outside of the limits of the municipality, or when interviewing or seeking  
26 to interview a witness or supposed witness to such a crime; (3) when a crime is committed  
27 in the presence of the police employee, the arrested party shall be immediately  
28 transferred to the custody of the local law enforcement agency; (4) when requested to act  
29 by the chief executive officer or the chief police officer of the municipality; (5) when  
30 ordered by the Governor to act within the municipality; (6) [except in Baltimore City,]  
31 when enforcing the motor vehicle laws of this State; (7) [in Baltimore City, only when  
32 enforcing Title 23 (Vehicle Laws - Inspection of Used Vehicles and Warnings for

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1 Defective Equipment) of the Transportation Article; (8)] in any building or place when  
2 ordered by the President of the Senate and the Speaker of the House of Delegates, or  
3 either of them, to guard the safety of legislators or the integrity of the legislative process;  
4 [(9)] (8) to protect the safety of an elected State official; [(10)] (9) in the municipalities  
5 of Somerset County; or [(11)] (10) (i) 1. when participating in a joint investigation with  
6 officials from any other State, federal, or local law enforcement agency at least one of  
7 which shall have local jurisdiction; 2. when rendering assistance to a police officer; 3.  
8 when acting at the request of a local police officer; or 4. when an emergency exists; and  
9 (ii) when acting in accordance with regulations adopted by the Secretary to implement  
10 this paragraph.

11 (e) The term "incorporated municipality" as used in subsection [(b)](C) of this  
12 section shall mean the territory within the limits of an incorporated city or town within  
13 any county of this State or of Baltimore City. However, this term shall not be construed to  
14 include any other territory within the limits of any county.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
16 October 1, 1996.