
By: **Chairman, Judiciary Committee (Departmental - Public Safety and
Correctional Services)**

Introduced and read first time: January 27, 1999

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety Data Systems - Interagency Communication**

3 FOR the purpose of establishing an Interagency Committee on Public Safety Data
4 Systems to review and assess certain matters involving information technology;
5 requiring certain agencies which use public safety data systems to submit an
6 annual statement to the Department of Public Safety and Correctional Services
7 when additional information technology services are anticipated; and generally
8 relating to the provision of information technology services in support of public
9 safety data systems.

10 BY adding to
11 Article 41 - Governor - Executive and Administrative Departments
12 Section 4-104.3
13 Annotated Code of Maryland
14 (1997 Replacement Volume and 1998 Supplement)

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

17 **Article 41 - Governor - Executive and Administrative Departments**

18 4-104.3.

19 (A) THE PURPOSE OF THIS SECTION IS TO PROMOTE PUBLIC SAFETY AND
20 ENHANCE THE EFFECTIVENESS OF MARYLAND'S CRIMINAL JUSTICE AND LAW
21 ENFORCEMENT AGENCIES BY PROVIDING FOR INTERAGENCY COMMUNICATION AND
22 COORDINATION.

23 (B) THE GENERAL ASSEMBLY FINDS THAT:

24 (1) THE DEPARTMENT PROVIDES A BROAD RANGE OF INFORMATION
25 TECHNOLOGY SERVICES TO SUPPORT PUBLIC SAFETY DATA SYSTEMS WHICH
26 INVOLVE DATA CONTRIBUTED AND USED BY MANY AGENCIES, INCLUDING:

1 (I) CRIMINAL JUSTICE AGENCIES, SUCH AS THE COURTS, LOCAL
2 LAW ENFORCEMENT AGENCIES, LOCAL DETENTION CENTERS, STATE'S ATTORNEY'S
3 OFFICES, UNITS OF THE DEPARTMENT, AND THE DEPARTMENT OF STATE POLICE;

4 (II) THE MOTOR VEHICLE ADMINISTRATION, WHICH PROVIDES A
5 SIGNIFICANT DATABASE ACCESSED BY LAW ENFORCEMENT AND OTHER
6 GOVERNMENT AGENCIES; AND

7 (III) OTHER NONCRIMINAL JUSTICE GOVERNMENT AGENCIES THAT
8 REQUIRE CRIMINAL HISTORY RECORDS CHECKS FOR MAKING LICENSING AND
9 EMPLOYMENT DECISIONS.

10 (2) MARYLAND'S CRIMINAL JUSTICE AND LAW ENFORCEMENT
11 AGENCIES UTILIZE AND RELY UPON NUMEROUS PUBLIC SAFETY DATA SYSTEMS
12 THAT ARE CREATED, OPERATED, OR MAINTAINED BY THE DEPARTMENT, INCLUDING:

13 (I) THE MARYLAND INTERAGENCY LAW ENFORCEMENT SYSTEM
14 (MILES);

15 (II) THE MARYLAND STATEWIDE WARRANT SYSTEM (MSWS);

16 (III) THE AUTOMATED ARREST AND BOOKING SYSTEM (ABS); AND

17 (IV) THE CRIMINAL JUSTICE INFORMATION SYSTEM (CJIS).

18 (3) THE INFORMATION TECHNOLOGY SERVICES PROVIDED BY THE
19 DEPARTMENT FOR THE COLLECTION, PROCESSING, PRESERVATION, AND
20 DISSEMINATION OF INFORMATION IN MARYLAND'S PUBLIC SAFETY DATA SYSTEMS
21 INCLUDE:

22 (I) SOFTWARE DESIGN AND PROGRAMMING;

23 (II) DATA COMMUNICATIONS FACILITIES (INCLUDING HARDWARE
24 AND SOFTWARE);

25 (III) NETWORK INTERFACE LINKAGES AND ADMINISTRATION;

26 (IV) TELECOMMUNICATIONS SWITCHING; AND

27 (V) STATEWIDE USER CERTIFICATION AND IN-SERVICE TRAINING.

28 (4) PERIODIC CHANGES IN MARYLAND LAW, PUBLIC POLICY, AND THE
29 PRIORITIES OR PROCEDURES OF CRIMINAL JUSTICE AND LAW ENFORCEMENT
30 AGENCIES MAY HAVE SUBSTANTIAL IMPACT ON INDIVIDUAL COMPONENTS OF
31 MARYLAND'S PUBLIC SAFETY DATA SYSTEMS AND MAY NECESSITATE THE
32 COMMITMENT OF STATE RESOURCES TO MEET THE RELATED INFORMATION OR
33 SYSTEMS REQUIREMENTS.

34 (5) THE DEPARTMENT ALSO PROVIDES INFORMATION TECHNOLOGY
35 SERVICES TO CARRY OUT MARYLAND'S RESPONSES TO FEDERAL REQUIREMENTS OR

1 INITIATIVES CONCERNING INTRA- AND INTER-STATE PUBLIC SAFETY DATA
2 SYSTEMS AND NETWORKS, INCLUDING:

3 (I) THE NATIONAL CRIME INFORMATION CENTER (NCIC);

4 (II) THE INTERSTATE IDENTIFICATION INDEX ("TRIPLE I");

5 (III) THE NATIONAL INSTANT CHECK SYSTEM (NICS) FOR
6 FEDERALLY-LICENSED HANDGUN DEALERS; AND

7 (IV) SIMILAR NATIONWIDE PUBLIC SAFETY AND CRIMINAL JUSTICE
8 INFORMATION PROGRAMS.

9 (6) THE EFFICIENT MANAGEMENT OF THE INFORMATION TECHNOLOGY
10 SERVICES PROVIDED BY THE DEPARTMENT TO MARYLAND'S PUBLIC SAFETY DATA
11 SYSTEMS WOULD BE STRENGTHENED BY ITS FORMAL, INTERAGENCY
12 COLLABORATION WITH OTHER GOVERNMENT AGENCIES THAT DEPEND ON THESE
13 SERVICES.

14 (C) (1) THERE IS AN INTERAGENCY COMMITTEE ON PUBLIC SAFETY DATA
15 SYSTEMS.

16 (2) THE INTERAGENCY COMMITTEE ON PUBLIC SAFETY DATA SYSTEMS
17 CONSISTS OF THE FOLLOWING 10 MEMBERS APPOINTED BY THE GOVERNOR:

18 (I) THE SECRETARY, WHO SHALL SERVE AS CHAIRPERSON;

19 (II) THE DIRECTOR OF THE INFORMATION TECHNOLOGY AND
20 COMMUNICATIONS DIVISION OF THE DEPARTMENT;

21 (III) THE SECRETARY OF THE DEPARTMENT OF STATE POLICE;

22 (IV) THE ADMINISTRATOR OF THE MOTOR VEHICLE
23 ADMINISTRATION;

24 (V) THE ADMINISTRATOR OF THE ADMINISTRATIVE OFFICE OF THE
25 COURTS;

26 (VI) THE DIRECTOR OF THE GOVERNOR'S OFFICE OF CRIME
27 CONTROL AND PREVENTION;

28 (VII) A REPRESENTATIVE FROM A COUNTY AGENCY UTILIZING THE
29 AUTOMATED ARREST AND BOOKING SYSTEM;

30 (VIII) A REPRESENTATIVE FROM A LOCAL LAW ENFORCEMENT
31 AGENCY;

32 (IX) A REPRESENTATIVE FROM THE DEPARTMENT OF BUDGET AND
33 MANAGEMENT; AND

1 (X) A REPRESENTATIVE OF ANY GOVERNMENT AGENCY THAT
2 USES, DIRECTLY OR INDIRECTLY, INFORMATION PROVIDED BY PUBLIC SAFETY DATA
3 SYSTEMS.

4 (3) (I) THE DEPARTMENT SHALL PROVIDE STAFF SUPPORT TO ASSIST
5 THE COMMITTEE.

6 (II) THE SECRETARY MAY REQUEST THE COMMITTEE MEMBERS TO
7 PROVIDE ADDITIONAL STAFF ASSISTANCE ON A SPECIFIC MATTER OF CONCERN TO
8 THE COMMITTEE.

9 (D) THE COMMITTEE SHALL MEET AT LEAST 4 TIMES A YEAR TO:

10 (1) REVIEW FEDERAL PUBLIC SAFETY AND CRIMINAL JUSTICE
11 INFORMATION MANAGEMENT LAWS, REGULATIONS, AND INITIATIVES, AND ASSESS
12 THEIR IMPACT ON MARYLAND'S PUBLIC SAFETY DATA SYSTEMS;

13 (2) IDENTIFY ANY NEW FEDERAL REQUIREMENTS OR PROGRAMS AND
14 DETERMINE WHETHER AND HOW MARYLAND SHOULD PROCEED WITH THE
15 IMPLEMENTATION OF THE MANDATES OR PROGRAMS;

16 (3) ASSESS THE PROGRESS TOWARDS COMPLIANCE WITH PREVIOUSLY
17 MANDATED OR RECOMMENDED FEDERAL STANDARDS OR SERVICES, AND THE TIME
18 FRAMES AND RESOURCES REQUIRED TO MEET THOSE STANDARDS OR SERVICES;

19 (4) EXAMINE OPERATIONAL ISSUES RELATED TO MARYLAND'S PUBLIC
20 SAFETY DATA SYSTEMS INCLUDING:

21 (I) SYSTEMS ACCESS AND INTERFACES;

22 (II) DATA SECURITY, ACCURACY, AND COMPLETENESS; AND

23 (III) INTERAGENCY AGREEMENTS AND COLLABORATION TO
24 ADDRESS COMPLEMENTARY RESPONSIBILITIES; AND

25 (5) CONSIDER HOW NEW AND EMERGING DEVELOPMENTS IN
26 INFORMATION TECHNOLOGY MAY BE INCORPORATED INTO MARYLAND'S PUBLIC
27 SAFETY DATA SYSTEMS.

28 (E) AS NEEDED, THE COMMITTEE SHALL SUBMIT TO THE GOVERNOR
29 SUGGESTIONS FOR LEGISLATION TO RESOLVE ISSUES AND STREAMLINE PROCESSES
30 FOR INTERAGENCY COORDINATION CONCERNING PUBLIC SAFETY DATA SYSTEMS.

31 (F) NOT LATER THAN JUNE 1 EACH YEAR FOR THE FISCAL YEAR BEGINNING
32 JULY 1 OF THE FOLLOWING YEAR, A PUBLIC SAFETY OR CRIMINAL JUSTICE AGENCY
33 THAT USES PUBLIC SAFETY DATA SYSTEMS AND RECEIVES INFORMATION
34 TECHNOLOGY SERVICES FROM THE DEPARTMENT SHALL SUBMIT TO THE
35 SECRETARY:

1 (1) A STATEMENT INDICATING NO CHANGE IN SERVICES WILL BE
2 NEEDED; OR

3 (2) A REQUEST FOR ADDITIONAL OR EXPANDED SERVICES THAT
4 INCLUDES:

5 (I) A DESCRIPTION OF THE SERVICES;

6 (II) THE RATIONALE FOR THE REQUEST;

7 (III) AS MUCH ADDITIONAL INFORMATION AS POSSIBLE
8 CONCERNING THE EXTENT OR TIME FRAME OF THE SERVICES REQUESTED; AND

9 (IV) AN ESTIMATE OF THE FUNDS REQUIRED TO MEET THE
10 REQUEST AND WHETHER ANY GRANTS MAY BE AVAILABLE TO SUPPORT THE
11 SERVICES REQUESTED.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
13 effect October 1, 1999.