

HOUSE BILL 1265

Unofficial Copy  
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2000 Regular Session  
0lr0136  
CF 0lr0135

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By: **The Speaker (Administration)**  
Introduced and read first time: February 16, 2000  
Assigned to: Rules and Executive Nominations

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A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety - State Commission on Public Safety Technology - Information**  
3 **Management**

4 FOR the purpose of establishing a State Commission on Public Safety Technology;  
5 providing for the appointment of members to the Commission; establishing  
6 certain responsibilities of the Commission; requiring a certain report; and  
7 generally relating to the establishment of a State Commission on Public Safety  
8 Technology.

9 BY adding to  
10 Article 41 - Governor - Executive and Administrative Departments  
11 Section 3-101 through 3-103, inclusive, to be under the new title "Title 3. State  
12 Commission on Public Safety Technology"  
13 Annotated Code of Maryland  
14 (1997 Replacement Volume and 1999 Supplement)

15 Preamble

16 WHEREAS, The public safety of the people who live and work in the State of  
17 Maryland is entrusted to an assortment of independent State, county, municipal, and  
18 judicial government entities who work together to protect the life and property of the  
19 people of Maryland; and

20 WHEREAS, In order to carry out this critical mission, the diverse public safety  
21 entities must be able to rapidly and effectively share information with each other and  
22 the public, using a variety of information and communications systems, and also be  
23 able to access information contained in historical and other database systems  
24 maintained by individual State, county, municipal, and judicial entities; and

25 WHEREAS, Historically, individual jurisdictions and individual public safety  
26 agencies have established and maintained separate databases and other  
27 communication and information management systems; and

1 WHEREAS, Currently, the responsibility for developing and managing critical  
2 communication, information, and data systems is dispersed among dozens of agencies  
3 statewide; and

4 WHEREAS, Communication and information sharing should be enhanced by  
5 adopting common standards and protocols that will facilitate system compatibility  
6 and interoperability among State, county, municipal, and judicial agencies; and

7 WHEREAS, No single entity currently has the responsibility to ensure that  
8 communication and information systems utilized by State, county, municipal, and  
9 judicial agencies are compatible and interoperable; now, therefore,

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

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

13 TITLE 3. STATE COMMISSION ON PUBLIC SAFETY TECHNOLOGY.

14 3-101.

15 (A) IN THIS TITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

16 (B) "COMMISSION" MEANS THE STATE COMMISSION ON PUBLIC SAFETY  
17 TECHNOLOGY.

18 (C) "LOCAL" MEANS ANY COUNTY OR MUNICIPAL CORPORATION IN THE  
19 STATE.

20 3-102.

21 (A) THERE IS A STATE COMMISSION ON PUBLIC SAFETY TECHNOLOGY.

22 (B) THE COMMISSION IS COMPOSED OF UP TO 23 MEMBERS AS FOLLOWS:

23 (1) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED BY THE  
24 PRESIDENT OF THE SENATE;

25 (2) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED BY THE  
26 SPEAKER OF THE HOUSE;

27 (3) THE ATTORNEY GENERAL OR THE ATTORNEY GENERAL'S DESIGNEE;

28 (4) THE CHIEF JUDGE OF THE COURT OF APPEALS, OR THE CHIEF  
29 JUDGE'S DESIGNEE;

30 (5) THE SECRETARY OF PUBLIC SAFETY AND CORRECTIONAL SERVICES,  
31 OR THE SECRETARY'S DESIGNEE;

32 (6) THE SECRETARY OF STATE POLICE, OR THE SECRETARY'S DESIGNEE;

1 (7) THE SECRETARY OF JUVENILE JUSTICE, OR THE SECRETARY'S  
2 DESIGNEE;

3 (8) THE PUBLIC DEFENDER OR THE PUBLIC DEFENDER'S DESIGNEE;

4 (9) THE SECRETARY OF BUDGET AND MANAGEMENT, OR THE  
5 SECRETARY'S DESIGNEE;

6 (10) ONE REPRESENTATIVE OF THE MARYLAND EMERGENCY  
7 MANAGEMENT AGENCY;

8 (11) ONE REPRESENTATIVE OF THE GOVERNOR'S OFFICE OF CRIME  
9 CONTROL AND PREVENTION;

10 (12) ONE REPRESENTATIVE OF THE CRIMINAL JUSTICE INFORMATION  
11 ADVISORY BOARD; AND

12 (13) THE FOLLOWING MEMBERS, APPOINTED BY THE GOVERNOR:

13 (I) ONE REPRESENTATIVE OF THE MARYLAND STATE'S  
14 ATTORNEYS ASSOCIATION;

15 (II) ONE REPRESENTATIVE OF THE MARYLAND CHIEFS OF POLICE  
16 ASSOCIATION;

17 (III) ONE REPRESENTATIVE OF THE MARYLAND MUNICIPAL POLICE  
18 EXECUTIVES ASSOCIATION;

19 (IV) ONE REPRESENTATIVE OF THE MARYLAND SHERIFF'S  
20 ASSOCIATION;

21 (V) ONE REPRESENTATIVE OF THE MARYLAND CORRECTIONAL  
22 ADMINISTRATORS ASSOCIATION;

23 (VI) ONE REPRESENTATIVE OF THE FIRE-RESCUE COMMUNITY IN  
24 THE STATE;

25 (VII) ONE REPRESENTATIVE OF COUNTY GOVERNMENT;

26 (VIII) ONE REPRESENTATIVE OF MUNICIPAL GOVERNMENT;

27 (IX) ONE REPRESENTATIVE OF A VICTIMS' ADVOCACY GROUP; AND

28 (X) UP TO TWO ADDITIONAL MEMBERS WITH RELEVANT  
29 KNOWLEDGE AND EXPERTISE.

30 (C) (1) THE TERM OF AN APPOINTED MEMBER IS 3 YEARS.

31 (2) THE TERMS OF THE APPOINTED MEMBERS SHALL BE STAGGERED  
32 FROM INITIAL APPOINTMENT.

1 (3) AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL A  
2 SUCCESSOR IS APPOINTED AND QUALIFIES.

3 (D) THE GOVERNOR SHALL DESIGNATE A CHAIRMAN FROM AMONG THE  
4 MEMBERS OF THE COMMISSION.

5 (E) A MAJORITY OF THE MEMBERS OF THE COMMISSION SHALL CONSTITUTE  
6 A QUORUM FOR THE TRANSACTION OF ANY BUSINESS, THE PERFORMANCE OF ANY  
7 DUTY, OR THE EXERCISE OF ANY OF ITS AUTHORITY.

8 (F) THE COMMISSION SHALL MEET AT SUCH TIMES AS DETERMINED BY THE  
9 CHAIRMAN.

10 (G) A MEMBER OF THE COMMISSION MAY NOT RECEIVE COMPENSATION, BUT  
11 IS ENTITLED TO REIMBURSEMENT FOR EXPENSES IN ACCORDANCE WITH THE  
12 STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

13 (H) (1) WITH THE APPROVAL OF THE GOVERNOR, THE CHAIRMAN SHALL  
14 APPOINT AN EXECUTIVE DIRECTOR, WHO SHALL SERVE AT THE PLEASURE OF THE  
15 COMMISSION.

16 (2) THE EXECUTIVE DIRECTOR SHALL:

17 (I) PERFORM SUCH ADMINISTRATIVE FUNCTIONS AS THE  
18 COMMISSION SHALL DIRECT; AND

19 (II) RECEIVE A SALARY AS PROVIDED IN THE BUDGET.

20 (3) THE COMMISSION SHALL EMPLOY OTHER STAFF AS NECESSARY TO  
21 CARRY OUT THE PROVISIONS OF THIS SECTION, AS PROVIDED IN THE STATE  
22 BUDGET.

23 3-103.

24 (A) TO THE EXTENT PERMITTED BY LAW, THE COMMISSION:

25 (1) SHALL RECOMMEND APPROPRIATE GUIDELINES, PROCEDURES, AND  
26 PROTOCOLS TO ENSURE THE COMPATIBILITY AND INTEROPERABILITY OF  
27 COMMUNICATION AND INFORMATION MANAGEMENT SYSTEMS MAINTAINED BY THE  
28 JUDICIARY;

29 (2) SHALL ADOPT BY APPROPRIATE REGULATIONS, STANDARDS,  
30 PROCEDURES, AND PROTOCOLS NECESSARY TO ENSURE THE COMPATIBILITY AND  
31 INTEROPERABILITY OF COMMUNICATION AND INFORMATION MANAGEMENT  
32 SYSTEMS MAINTAINED BY STATE, COUNTY, MUNICIPAL, AND PUBLIC SAFETY  
33 ENTITIES AND ENSURE ACCESSIBILITY BY OTHER APPROPRIATE ENTITIES TO  
34 CRITICAL PUBLIC SAFETY AND CRIMINAL JUSTICE RELATED DATABASES;

35 (3) SHALL DEVELOP AND UPDATE ON AN ANNUAL BASIS A STATEWIDE  
36 PUBLIC SAFETY TECHNOLOGY STRATEGY; AND

1           (4)     MAY, TO THE EXTENT AUTHORIZED IN THE STATE BUDGET, PROVIDE  
2 TECHNICAL ASSISTANCE TO AID JURISDICTIONS IN THEIR EFFORTS TO COMPLY  
3 WITH THE APPROVED STANDARDS.

4     (B)     THE COMMISSION SHALL CONSULT AND COORDINATE WITH OTHER STATE  
5 AND NATIONAL ENTITIES PROMULGATING TECHNOLOGY STANDARDS TO PROVIDE  
6 REASONABLE COMPATIBILITY BETWEEN THE STATE STANDARD AND ANY  
7 NATIONALLY ESTABLISHED STANDARD.

8     (C)     THE COMMISSION SHALL CONSULT AND COOPERATE WITH OTHER  
9 DEPARTMENTS AND AGENCIES IN STATE AND LOCAL JURISDICTIONS CONCERNING  
10 PUBLIC SAFETY TECHNOLOGY STANDARDS.

11    (D)     (1)     THE COMMISSION SHALL REPORT ANNUALLY TO THE GOVERNOR,  
12 THE DEPARTMENT OF BUDGET AND MANAGEMENT, THE ADMINISTRATIVE OFFICE  
13 OF THE COURTS, AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT  
14 ARTICLE, THE GENERAL ASSEMBLY ON OR BEFORE DECEMBER 1 OF EACH YEAR.

15           (2)     THE COMMISSION SHALL REPORT ON AN ONGOING BASIS TO THE  
16 DEPARTMENT OF BUDGET AND MANAGEMENT, THE BUDGET COMMITTEES OF THE  
17 GENERAL ASSEMBLY, AND TO THE ADMINISTRATIVE OFFICE OF THE COURTS  
18 WHETHER COMMUNICATION AND INFORMATION MANAGEMENT SYSTEMS  
19 SUPPORTED BY STATE FUNDS ARE COMPLIANT WITH APPLICABLE STANDARDS.

20    SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 July 1, 2000.