

---

By: **Senators Conway, Hughes, Della, Sfikas, Mitchell, Kelley, Blount,  
Bromwell, and McFadden**

Introduced and read first time: February 2, 2000

Assigned to: Judicial Proceedings

---

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City - Transfer of Housing Authority Police to the Police**  
3 **Department of Baltimore City**

4 FOR the purpose of repealing the authority of the Housing Authority of Baltimore  
5 City Police Force and Housing Authority of Baltimore City police officers;  
6 requiring the Police Commissioner of Baltimore City to assign or appoint police  
7 officers and other members of the Police Department of Baltimore City to a  
8 special housing division within the Police Department of Baltimore City;  
9 requiring the Police Commissioner of Baltimore City to adopt certain standards  
10 for certain police officers and other members of the Police Department of  
11 Baltimore City who are assigned or appointed to the special housing division;  
12 establishing the rights and duties of certain police officers who are assigned or  
13 appointed to the special housing division of the Police Department of Baltimore  
14 City; providing for the employment status of certain persons as of a certain date;  
15 providing for the pension or retirement system rights and status of certain  
16 persons as of a certain date; providing for the effective date of this Act; and  
17 generally relating to the authority of the Housing Authority of Baltimore City  
18 Police Force and the authority and duties of the Police Department of Baltimore  
19 City.

20 BY repealing  
21 Article 44A - Housing Authorities  
22 Section 3-104  
23 Annotated Code of Maryland  
24 (1998 Replacement Volume and 1999 Supplement)

25 BY adding to  
26 The Public Local Laws of Baltimore City  
27 Section 16-16D  
28 Article 4 - Public Local Laws of Maryland  
29 (1979 Edition and 1997 Supplement, as amended)

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

3 **Article 44A - Housing Authorities**

4 [3-104.

5 (a) There is a Housing Authority of Baltimore City Police Force.

6 (b) In this section, "Housing Authority of Baltimore City police officer" means  
7 any person who:

8 (1) Is a member of the Housing Authority of Baltimore City Police Force;  
9 and

10 (2) When acting in an official capacity, is authorized by law to make  
11 arrests.

12 (c) The Executive Director of the Housing Authority of Baltimore City or the  
13 designee of the Executive Director shall appoint the members of the Housing  
14 Authority of Baltimore City Police Force.

15 (d) (1) A Housing Authority of Baltimore City police officer has all of the  
16 powers of a law enforcement officer in the State.

17 (2) (i) A Housing Authority of Baltimore City police officer may  
18 exercise the powers granted in paragraph (1) of this subsection only on property that  
19 is owned, leased, operated by, or under the control of the Housing Authority of  
20 Baltimore City.

21 (ii) A Housing Authority of Baltimore City police officer may not  
22 exercise granted powers on any other property unless:

23 1. Engaged in fresh pursuit of a suspected offender;

24 2. Necessary to facilitate the orderly flow of traffic to and  
25 from property owned, leased, operated by, or under the control of the Housing  
26 Authority of Baltimore City;

27 3. Ordered to do so by the Mayor of the City of Baltimore; or

28 4. Requested or authorized to do so by the Police  
29 Commissioner of Baltimore City.

30 (e) (1) The Housing Authority of Baltimore City shall adopt standards,  
31 qualifications, and prerequisites of character, training, education, human and public  
32 relations, and experience for Housing Authority of Baltimore City police officers,  
33 including standards for the performance of duties.



1 SECTION 3. AND BE IT FURTHER ENACTED, That as of July 1, 2000, each  
2 employee of the Housing Authority of Baltimore City Police Force and each Housing  
3 Authority of Baltimore City police officer who is an employee of the Housing  
4 Authority of Baltimore City as of June 30, 2000 and a member of a pension or  
5 retirement system operated by the Mayor and City Council of Baltimore shall be  
6 subject to the provisions of Subtitle 16 of the Code of the Public Local Laws of  
7 Baltimore City, including the pension protections and rights of officers or employees  
8 of the Police Department of Baltimore City who prior to employment with the Police  
9 Department of Baltimore City were members of another pension or retirement system  
10 operated by the Mayor and City Council of Baltimore, as contained in § 16-32 of the  
11 Code of the Public Local Laws of Baltimore City.

12 SECTION 4. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall  
13 take effect July 1, 2000.

14 SECTION 5. AND BE IT FURTHER ENACTED, That, except as provided in  
15 Section 4 of this Act, this Act shall take effect June 1, 2000.