
By: **Senators Exum, Currie, Dorman, Green, Lawlah, and Pinsky**
Introduced and read first time: February 2, 2000
Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **State Aid for Police Protection - Qualifying Municipality**

3 FOR the purpose of altering the definition of "qualifying municipality" for purposes of
4 State allocation of money to municipalities for police protection; making certain
5 stylistic changes; and generally relating to State allocation of money to
6 municipalities for police protection.

7 BY repealing and reenacting, without amendments,
8 Article 88B - Department of State Police
9 Section 66(a)(2) and (3), (b), and (c)
10 Annotated Code of Maryland
11 (1998 Replacement Volume and 1999 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article 88B - Department of State Police
14 Section 66(a)(7)
15 Annotated Code of Maryland
16 (1998 Replacement Volume and 1999 Supplement)

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

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

20 66.

21 (a) As used in this subtitle:

22 (2) "Municipality" means any incorporated city or town, except
23 Baltimore City, within Maryland; or where the context requires, the governing body
24 thereof.

25 (3) "Expenditures for police protection" shall be those for the fiscal year
26 immediately preceding the fiscal year for which the calculation of State aid is to be
27 made. Thus, State aid for the first year of this grant (1968-1969) shall be based on

1 "expenditures for police protection" in the fiscal year ending June 30, 1968; State aid
 2 for the second year of this grant (1969-1970) shall be based on expenditures in the
 3 fiscal year ending June 30, 1969, and so forth. "Expenditures for police protection"
 4 means salaries and wages, other operating expenses, capital outlays from current
 5 operating funds, and properly identifiable debt service, paid for police protection.
 6 Expenditures for sheriffs and constables are included only to the extent that such
 7 officers perform police protection functions. Expenditures for traffic control, park
 8 police, and a share of the cost of a central alarm system proportionate to its police use,
 9 are included. No part of expenditures for collecting from or servicing parking meters,
 10 nor of constructing or operating jails, is included.

11 (7) "Qualifying municipality" means [any] A municipality:

12 (I) 1. [whose] WHOSE "expenditures for police protection", as
 13 defined above, exceed \$5,000[.]; and

14 2. [which] THAT employs at least one qualified full-time
 15 [policeman] POLICE OFFICER, as determined by the Secretary; OR

16 (II) 1. WHOSE "EXPENDITURES FOR POLICE PROTECTION", AS
 17 DEFINED ABOVE, EXCEED \$80,000; AND

18 2. THAT EMPLOYS AT LEAST TWO QUALIFIED PART-TIME
 19 POLICE OFFICERS, AS DETERMINED BY THE SECRETARY, FROM A COUNTY POLICE
 20 DEPARTMENT OR COUNTY SHERIFF'S DEPARTMENT.

21 (b) For the fiscal year beginning July 1, 1975, and thereafter, the State shall
 22 pay to each subdivision, and to each qualifying municipality, each year in the manner
 23 and subject to the limitations and requirements hereinafter provided, an amount
 24 determined as follows:

25 (1) Share in Basic Expenditure. If the aggregate expenditures for police
 26 protection in a subdivision equal or exceed \$6.00 per capita, the State shall pay to the
 27 subdivision the amount, if any, by which the equivalent of \$6.00 per capita exceeds
 28 0.09% of the wealth base. If the aggregate expenditures for police protection in a
 29 subdivision are less than \$6.00 per capita, the State shall pay to the subdivision the
 30 amount, if any, by which aggregate expenditures for police protection exceed that
 31 proportion of 0.09 percent of the wealth base which aggregate expenditures for police
 32 protection bear to the equivalent of \$6.00 per capita.

33 (2) Share Over the Basic Expenditure. In addition to the amount, if any,
 34 payable under subparagraph (1) of this subsection, the State shall pay to each
 35 subdivision an amount equal to 25% of the amount, if any, by which aggregate
 36 expenditures for police protection exceed the equivalent of \$6.00 per capita. Provided
 37 however:

38 (i) For subdivisions with a population density less than 100 per
 39 square mile, and less than 30% of total population residing in municipalities, there
 40 shall be no payment under this subparagraph (2).

1 (ii) For subdivisions with population density 100 or more but less
2 than 500 per square mile, and for subdivisions with population density less than 100
3 per square mile but with 30% or more of total population residing in municipalities,
4 payment under this subparagraph (2) shall not exceed the equivalent of \$3.50 per
5 capita.

6 (iii) For subdivisions with population density 500 or more but less
7 than 900 per square mile, payment under this subparagraph (2) shall not exceed the
8 equivalent of \$7.50 per capita.

9 (iv) For subdivisions with population density 900 or more but less
10 than 1,100 per square mile, payment under paragraph (2) shall not exceed the
11 equivalent of \$8.00 per capita.

12 (v) For subdivisions with population density 1,100 or more but less
13 than 1,300 per square mile, payment under paragraph (2) shall not exceed the
14 equivalent of \$9.25 per capita.

15 (vi) For subdivisions with population density 1,300 or more but less
16 than 8,000 per square mile, payment under this subparagraph (2) shall be 25% of the
17 amount by which aggregate expenditures for police protection exceed the equivalent
18 of \$6.00 per capita but do not exceed the equivalent of \$36.00 per capita and 50% of
19 the amount by which aggregate expenditures for police protection exceed the
20 equivalent of \$36.00 per capita but do not exceed the equivalent of \$45.50 per capita.

21 (vii) For subdivisions with population density 8,000 or more per
22 square mile, payment under this subparagraph (2) shall be 25% of the amount by
23 which aggregate expenditures for police protection exceed the equivalent of \$6.00 per
24 capita but do not exceed the equivalent of \$36.00 per capita and 50% of the amount by
25 which aggregate expenditures for police protection exceed the equivalent of \$36.00
26 per capita but do not exceed the equivalent of \$101.50 per capita.

27 (3) Minimum Grant. The State shall pay to each subdivision the amount,
28 if any, by which the equivalent of \$2.50 per capita exceeds the total payments
29 determined under subparagraphs (1) and (2). No subdivision for which the population
30 estimate is less than the population estimated for the first year of this grant shall
31 receive in any year a smaller amount of State aid for police protection than it received
32 in any previous year, provided it has not reduced the level of expenditure for police
33 protection which entitled it to the amount of that previous year's grant.

34 (4) Incentive Grant. In addition to the payments made under
35 subparagraphs (1), (2), and (3) of this subsection, the State shall pay to each
36 subdivision with a population density of less than 500 per square mile, an amount the
37 equivalent of \$2.00 per capita.

38 (5) Supplemental Grant. (i) In addition to the payments made under
39 subparagraphs (1), (2), (3) and (4) of this subsection, the State shall pay:

40 1. To each subdivision, subject to subparagraph (ii) of this
41 paragraph, an amount the equivalent of \$2.50 per capita; and

