
By: **Senator Green**

Introduced and read first time: February 3, 2000

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Police Training Commission - Police Officer - Definition**

3 FOR the purpose of adding the Department of Labor, Licensing, and Regulation Police
4 Force to the definition of police officer under the law relating to the Police
5 Training Commission; and generally relating to the Police Training Commission.

6 BY repealing and reenacting, with amendments,
7 Article 41 - Governor - Executive and Administrative Departments
8 Section 4-201(a)
9 Annotated Code of Maryland
10 (1997 Replacement Volume and 1999 Supplement)

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

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

14 4-201.

15 (a) As used in this section:

16 (1) "Approved police training school" means a school approved and
17 authorized by the Police Training Commission to offer police training programs as
18 prescribed in this section.

19 (2) "Commission" means the Police Training Commission or officers or
20 employees thereof acting on its behalf.

21 (3) "County" means any county which within its jurisdiction has or will
22 have a law enforcement unit as defined in this section.

23 (4) (i) "Law enforcement unit" means any governmental police force,
24 sheriff's department, security force or law enforcement organization of the State,
25 county, or municipality which has by statute, ordinance, or common law, the authority
26 for enforcing the general criminal laws of this State.

1 (ii) Law enforcement unit does not mean those members of the
2 Maryland National Guard who are under the control and jurisdiction of the Military
3 Department, and who are charged with exercising police powers in and for the
4 military property, designated as the Glenn L. Martin State Airport, to which they are
5 assigned.

6 (5) "Municipality" means any incorporated city of any class which,
7 within its jurisdiction has or will have a law enforcement unit as defined in this
8 section.

9 (6) "Permanent appointment" means the appointment of a person who
10 has satisfactorily met the minimum standards of the Commission and is certified as a
11 police officer.

12 (7) "Police official" means a full-time police officer employed by a
13 governmental agency having administrative responsibility.

14 (8) (i) "Police officer" means a person who has the authority to enforce
15 the general criminal laws of this State and is a member of any of the following law
16 enforcement units:

- 17 1. Department of State Police;
- 18 2. Baltimore City Police Department;
- 19 3. Police department, bureau, or force of a county;
- 20 4. Police department, bureau, or force of an incorporated city
21 or town;
- 22 5. Mass Transit Administration Police Force, the Maryland
23 Port Administration Police Force of the Department of Transportation, or the
24 Maryland Transportation Authority Police Force;
- 25 6. Police Force of the University of Maryland or Morgan
26 State University;
- 27 7. Sheriff's department of any county or Baltimore City;
- 28 8. Natural Resources Police Force or the Forest and Park
29 Service Police Force of the Department of Natural Resources;
- 30 9. Security Force of the Department of General Services; or
31 State, county or municipality security force if the special police officers are appointed
32 under the provisions of § 4-901 of this article;
- 33 10. Housing Authority of Baltimore City Police Force;
- 34 11. Baltimore City School Police Force; [or]
- 35 12. Crofton Police Department; OR

1 13. DEPARTMENT OF LABOR, LICENSING, AND REGULATION
2 POLICE FORCE.

3 (ii) Police officer does not mean a person serving as such solely by
4 virtue of his occupying any other office or position, nor does the term include a sheriff,
5 Secretary of the State Police, commissioner of police, deputy or assistant
6 commissioner of police, chief of police, deputy or assistant chief of police, or any
7 person having an equivalent title who is appointed or employed by a government to
8 exercise equivalent supervisory authority. The term also does not mean any member
9 of the Maryland National Guard who is under the control and jurisdiction of the
10 Military Department, and who is charged with exercising police powers in and for the
11 military property, designated as the Glenn L. Martin State Airport, to which the
12 individual is assigned. However, any person who is exempt under this provision may
13 be certified as a police officer if that person meets the selection and training
14 standards of the Commission.

15 (iii) "Police officer" includes:

16 1. A member of the Investigative Services Unit of the
17 Comptroller's Office;

18 2. The State Fire Marshal or a full-time investigative and
19 inspection assistant of the Office of the State Fire Marshal; and

20 3. An investigator of the Internal Investigative Unit of the
21 Department of Public Safety and Correctional Services.

22 (9) "Police supervisors" means those police or law enforcement officers
23 who have been promoted from the patrolman rank to first-line supervisory duties.

24 (10) "Police administrator" means those police or law enforcement officers
25 who have been promoted from the noncommissioned rank to first-line administrative
26 duties up to but not exceeding the rank of captain.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2000.