

HOUSE BILL 128

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HB 506/00 - JUD

2001 Regular Session  
1r1498

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By: **Delegate C. Davis**

Introduced and read first time: January 17, 2001

Assigned to: Judiciary

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 28, 2001

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Baltimore City - School Police Force - Weapons**

3 FOR the purpose of altering the hours that a Baltimore City school police officer is  
4 prohibited from carrying certain weapons; clarifying that a Baltimore City  
5 school police officer may carry certain weapons during certain hours; and  
6 generally relating to the Baltimore City school police force.

7 BY repealing and reenacting, with amendments,  
8 Article - Education  
9 Section 4-318(d)  
10 Annotated Code of Maryland  
11 (1999 Replacement Volume and 2000 Supplement)

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

14 **Article - Education**

15 4-318.

16 (d) (1) Except as provided in paragraph (3) of this subsection, a Baltimore  
17 City school police officer has all the powers of a law enforcement officer in the State.

18 (2) (i) A Baltimore City school police officer may act in an official  
19 capacity only on the premises of schools and any other property used for educational  
20 purposes owned, leased, or operated by, or under the control of the New Baltimore  
21 City Board of School Commissioners.

1 (ii) A Baltimore City school police officer may not act in an official  
2 capacity on any other property unless:

- 3 1. Engaged in fresh pursuit of a suspected offender;  
4 2. Requested or authorized to do so by the Police  
5 Commissioner of Baltimore City;  
6 3. The exercise of power is necessary to facilitate the orderly  
7 flow of traffic to and from property owned, leased, operated by, or under the control of  
8 the Baltimore City school system; or  
9 4. Ordered to do so by the Mayor of Baltimore City.

10 (3) (I) Notwithstanding any other provision of law, a Baltimore City  
11 school police officer whose permanent or temporary assignment is at a school or on  
12 school property may not carry a rifle, gun, or other deadly weapon of any kind [from  
13 7 a.m. to 4 p.m.] ON THE PREMISES OF A SCHOOL DURING SCHOOL HOURS on school  
14 days [on the premises of schools].

15 (II) EXCEPT DURING SCHOOL HOURS ON SCHOOL DAYS, A  
16 BALTIMORE CITY SCHOOL POLICE OFFICER WHOSE PERMANENT OR TEMPORARY  
17 ASSIGNMENT IS AT A SCHOOL OR ON SCHOOL PROPERTY MAY CARRY THE OFFICER'S  
18 FIREARM ON THE PREMISES OF A SCHOOL DURING AFTER SCHOOL EVENTS THAT  
19 START AT OR AFTER THE END OF SCHOOL HOURS.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 July 1, 2001.