

HOUSE BILL 529

Unofficial Copy
F3

2002 Regular Session
(2r1554)

ENROLLED BILL
-- Judiciary/Judicial Proceedings --

Introduced by **Delegate C. Davis**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

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

3 FOR the purpose of ~~altering the time of day that a Baltimore City school police officer~~
4 ~~whose permanent or temporary assignment is at a school or on school property~~
5 ~~is prohibited from carrying certain weapons~~ allowing certain Baltimore City
6 school police officers to carry firearms during certain times; requiring the New
7 Baltimore City Board of School Commissioners to establish certain policies
8 relating to carrying firearms by certain Baltimore City school police officers;
9 eliminating a prohibition on certain Baltimore City school police officers
10 carrying certain weapons during certain times; and generally relating to the
11 Baltimore City school police force.

12 BY repealing and reenacting, with amendments,
13 Article - Education
14 Section 4-318(d)
15 Annotated Code of Maryland
16 (2001 Replacement Volume)

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

3 **Article - Education**

4 4-318.

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

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

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

- 13 1. Engaged in fresh pursuit of a suspected offender;
- 14 2. Requested or authorized to do so by the Police
15 Commissioner of Baltimore City;
- 16 3. The exercise of power is necessary to facilitate the orderly
17 flow of traffic to and from property owned, leased, operated by, or under the control of
18 the Baltimore City School System; or
- 19 4. Ordered to do so by the Mayor of Baltimore City.

20 (3) (I) Notwithstanding any other provision of law, a Baltimore City
21 school police officer whose permanent or temporary assignment is at a school or on
22 school property may ~~not carry a rifle, gun, or other deadly weapon of any kind [from~~
23 ~~7 a.m. to 4 p.m.] ON THE PREMISES OF A SCHOOL DURING REGULAR SCHOOL HOURS~~
24 ~~on school days [on the premises of schools]~~ CARRY A FIREARM ON THE PREMISES OF
25 THE SCHOOL TO WHICH THE OFFICER IS ASSIGNED BEFORE OR AFTER REGULAR
26 SCHOOL HOURS ON SCHOOL DAYS AND ON DAYS OTHER THAN SCHOOL DAYS.

27 (II) THE NEW BALTIMORE CITY BOARD OF SCHOOL
28 COMMISSIONERS SHALL ESTABLISH POLICIES TO IMPLEMENT THE PROVISIONS OF
29 SUBPARAGRAPH (I) OF THIS PARAGRAPH.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
31 October 1, 2002.

