
By: **Delegate C. Davis**

Introduced and read first time: January 31, 2002

Assigned to: Ways and Means

Reassigned: Judiciary, February 6, 2002

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 23, 2002

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)

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

19 **Article - Education**

20 4-318.

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

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

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

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

14 (3) (I) Notwithstanding any other provision of law, a Baltimore City
15 school police officer whose permanent or temporary assignment is at a school or on
16 school property may ~~not carry a rifle, gun, or other deadly weapon of any kind [from~~
17 ~~7 a.m. to 4 p.m.] ON THE PREMISES OF A SCHOOL DURING REGULAR SCHOOL HOURS~~
18 ~~on school days [on the premises of schools]~~ CARRY A FIREARM ON THE PREMISES OF
19 THE SCHOOL TO WHICH THE OFFICER IS ASSIGNED BEFORE OR AFTER REGULAR
20 SCHOOL HOURS ON SCHOOL DAYS AND ON DAYS OTHER THAN SCHOOL DAYS.

21 (II) THE NEW BALTIMORE CITY BOARD OF SCHOOL
22 COMMISSIONERS SHALL ESTABLISH POLICIES TO IMPLEMENT THE PROVISIONS OF
23 SUBPARAGRAPH (I) OF THIS PARAGRAPH.

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