Unofficial Copy F3 HB 128/01 - JUD

By: Senator McFadden

Introduced and read first time: January 18, 2002 Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2	Baltimore City - School Police Force - Weapons
3 4 5 6	FOR the purpose of altering the hours during which a Baltimore City school police officer is prohibited from carrying certain weapons; clarifying that a Baltimore City school police officer may carry certain weapons during certain hours; and generally relating to the Baltimore City school police force.
7 8 9 10 11	BY repealing and reenacting, with amendments, Article - Education Section 4-318(d) Annotated Code of Maryland (2001 Replacement Volume)
12 13	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:
14	Article - Education
15	4-318.
16 17	(d) (1) Except as provided in paragraph (3) of this subsection, a Baltimore City school police officer has all the powers of a law enforcement officer in the State.
20	(2) (i) A Baltimore City school police officer may act in an official capacity only on the premises of schools and any other property used for educational purposes owned, leased, or operated by, or under the control of the New Baltimore City Board of School Commissioners.
22 23	(ii) A Baltimore City school police officer may not act in an official capacity on any other property unless:
24	1. Engaged in fresh pursuit of a suspected offender;
25 26	2. Requested or authorized to do so by the Police Commissioner of Baltimore City;

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13.The exercise of power is necessary to facilitate the orderly2flow of traffic to and from property owned, leased, operated by, or under the control of3the Baltimore City School System; or44.4Ordered to do so by the Mayor of Baltimore City.

5 (3) (I) Notwithstanding any other provision of law, a Baltimore City 6 school police officer whose permanent or temporary assignment is at a school or on 7 school property may not carry a rifle, gun, or other deadly weapon of any kind [from 8 7 a.m. to 4 p.m.] ON THE PREMISES OF A SCHOOL DURING SCHOOL HOURS on school 9 days [on the premises of schools].

(II) EXCEPT DURING SCHOOL HOURS ON SCHOOL DAYS, A
BALTIMORE CITY SCHOOL POLICE OFFICER WHOSE PERMANENT OR TEMPORARY
ASSIGNMENT IS AT A SCHOOL OR ON SCHOOL PROPERTY MAY CARRY THE OFFICER'S
FIREARM ON THE PREMISES OF A SCHOOL.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 15 July 1, 2002.

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