

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL NO. 300

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Officers’ Bill of Rights” and substitute “Agency”; strike beginning with “requiring” in line 5 down through “meet” in line 6 and substitute “establishing”; in line 6, after “citations;” insert “prohibiting a law enforcement agency from using the number of arrests made or citations issued by a law enforcement officer as the sole or primary criterion for promotion, demotion, dismissal, or transfer;”; strike beginning with “authorizing” in line 10 down through “obligation” in line 12 and substitute “providing for an exception under certain circumstances”; in line 17, strike “3-101(f)” and substitute “3-504”; and strike in their entirety lines 20 through 23, inclusive.

On page 2, strike line 1 in its entirety.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 5 on page 2 through line 22 on page 3, inclusive, and substitute:

“3-504.

(A) IN THIS SECTION, “QUOTA” MEANS THE MANDATING OF A FINITE NUMBER OF ARRESTS MADE OR CITATIONS ISSUED THAT AN OFFICER MUST MEET IN A SPECIFIED TIME PERIOD.

(B) A LAW ENFORCEMENT AGENCY MAY NOT:

(1) ESTABLISH A FORMAL OR INFORMAL QUOTA FOR A LAW ENFORCEMENT AGENCY; OR

(Over)

(2) USE THE NUMBER OF ARRESTS MADE OR CITATIONS ISSUED BY A LAW ENFORCEMENT OFFICER AS THE SOLE OR PRIMARY CRITERION FOR PROMOTION, DEMOTION, DISMISSAL, OR TRANSFER.

(C) THIS SECTION DOES NOT PREVENT A LAW ENFORCEMENT AGENCY FROM:

(1) USING QUANTITATIVE DATA FOR ARRESTS, CITATIONS, AND OTHER LAW ENFORCEMENT ACTIVITIES AS MANAGEMENT TOOLS OR IN EVALUATING PERFORMANCE;

(2) COLLECTING, ANALYZING, AND APPLYING INFORMATION CONCERNING THE NUMBER OF ARRESTS AND CITATIONS IN ORDER TO ENSURE THAT A PARTICULAR LAW ENFORCEMENT OFFICER OR GROUP OF LAW ENFORCEMENT OFFICERS DOES NOT VIOLATE AN APPLICABLE LEGAL OBLIGATION;  
OR

(3) ASSESSING THE PROPORTION OF THE ARRESTS MADE AND CITATIONS ISSUED BY A LAW ENFORCEMENT OFFICER OR GROUP OF LAW ENFORCEMENT OFFICERS.”.