
By: **Senators Conway, Gladden, Jones, and McFadden**

Introduced and read first time: February 14, 2005

Assigned to: Rules

Re-referred to: Judicial Proceedings, February 21, 2005

Committee Report: Favorable

Senate action: Adopted with floor amendments

Read second time: March 30, 2005

CHAPTER _____

1 AN ACT concerning

2 **Public Safety - Baltimore City Community College Police - Law**
3 **Enforcement Officers' Bill of Rights**

4 FOR the purpose of including a member of the police force of the Baltimore City
5 Community College within the definition of law enforcement officer in the Law
6 Enforcement Officers' Bill of Rights; providing for a delayed effective date; and
7 generally relating to the police force of the Baltimore City Community College.

8 BY repealing and reenacting, with amendments,
9 Article - Public Safety
10 Section 3-101(e)
11 Annotated Code of Maryland
12 (2003 Volume and 2004 Supplement)

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

15 **Article - Public Safety**

16 3-101.

17 (e) (1) "Law enforcement officer" means an individual who:

18 (i) in an official capacity is authorized by law to make arrests; and

19 (ii) is a member of one of the following law enforcement agencies:

1. the Department of State Police;
2. the Police Department of Baltimore City;
3. the Baltimore City School Police Force;
4. the Baltimore City Watershed Police Force;
5. the police department, bureau, or force of a county;
6. the police department, bureau, or force of a municipal
7 corporation;
7. the office of the sheriff of a county;
8. the police department, bureau, or force of a bicounty
9 agency;
9. the Maryland Transportation Authority Police;
10. the police forces of the Department of Transportation;
11. the police forces of the Department of Natural Resources;
12. the Field Enforcement Division of the Comptroller's
14 Office;
13. the Housing Authority of Baltimore City Police Force;
14. the Crofton Police Department;
15. the police force of the Department of Health and Mental
18 Hygiene;
16. the police force of the Department of General Services;
17. the police force of the Department of Labor, Licensing, and
21 Regulation;
18. the police forces of the University System of Maryland;
19. the police force of Morgan State University; [or]
20. the office of State Fire Marshal; OR
21. THE POLICE FORCE OF THE BALTIMORE CITY COMMUNITY
26 COLLEGE.

28 (2) "Law enforcement officer" does not include:

- 29 (i) an individual who serves at the pleasure of the Police
30 Commissioner of Baltimore City;

1 (ii) an individual who serves at the pleasure of the appointing
2 authority of a charter county;

3 (iii) the police chief of a municipal corporation;

4 (iv) an officer who is in probationary status on initial entry into the
5 law enforcement agency except if an allegation of brutality in the execution of the
6 officer's duties is made; or

7 (v) a Montgomery County fire and explosive investigator as defined
8 in § 2-208.1 of the Criminal Procedure Article.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 ~~October 1, 2005~~ July 1, 2006.