

Department of Legislative Services
Maryland General Assembly
2005 Session

FISCAL AND POLICY NOTE
Revised

House Bill 300

(Delegate Smigiel, *et al.*)

Judiciary

Judicial Proceedings

Law Enforcement Officers' Bill of Rights - Prohibition Against Arrest and
Citation Quotas

This bill prohibits a law enforcement agency from requiring a law enforcement officer to meet a quota for making arrests or issuing citations. The bill also authorizes a law enforcement agency to collect, analyze, and apply information concerning the number of arrests and citations to ensure that a law enforcement officer or group of law enforcement officers does not violate an applicable legal obligation.

Fiscal Summary

State Effect: None. The bill would not directly affect governmental finances.

Local Effect: None – see above.

Small Business Effect: None.

Analysis

Current Law: There is no prohibition on establishing quotas for arrests or citations. Additionally, statute does not specifically authorize the collection of arrest and citation information.

Background: The Law Enforcement Officers' Bill of Rights was enacted in 1974 to guarantee police officers specified procedural safeguards in any investigation that could lead to disciplinary action.

It extends to officers of the following State and local agencies:

- the Department of State Police;
- the Baltimore City Police Department;
- the Baltimore City School Police Force;
- the Baltimore City Watershed Police Force;
- the police department, bureau, or force of any county;
- the police department, bureau, or force of any incorporated city or town;
- the office of the sheriff of any county;
- the police department, bureau, or force of any bi-county agency;
- the Maryland Transportation Authority Police and the police forces of the Maryland Department of Transportation;
- the police force of the Department of Natural Resources;
- the Field Enforcement Division of the Comptroller's Office;
- the Housing Authority of Baltimore City Police Force;
- the Crofton Police Department;
- the police force of the Department of Health and Mental Hygiene;
- the police force of the Department of General Services;
- the police force of the Department of Labor, Licensing, and Regulation;
- the office of the State Fire Marshal;
- the police forces of the University System of Maryland; and
- the police force of Morgan State University.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Department of Natural Resources, Department of State Police, Maryland Department of Transportation, Baltimore County, Somerset County, Montgomery County, Prince George's County, Frederick County, Department of Legislative Services

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