

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL NO. 1669
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Baltimore City Community College - Creation of Police Force” and substitute “Public Safety - Baltimore City Community College Police - Law Enforcement Officer”; strike beginning with “creating” in line 3 down through “College” in line 9 and substitute “establishing a police force for the Baltimore City Community College; specifying the powers of a Baltimore City Community College police officer; requiring the Board of Trustees of the Baltimore City Community College to adopt certain standards and regulations; including a member of the police force of the Baltimore City Community College in the defined term “police officer” in connection with provisions of law relating to the authority to make arrests; including a member of the police force of the Baltimore City Community College in the defined term “law enforcement officer” in connection with provisions of law relating to the Maryland Police Training Commission and the Law Enforcement Officers’ Bill of Rights; and generally relating to the police force of the Baltimore City Community College”; after line 14, insert:

“BY adding to

Article - Education

Section 16-513

Annotated Code of Maryland

(2004 Replacement Volume and 2005 Supplement)”;

and in line 17, strike “3-101(e)(1)” and substitute “3-101(e) and 3-201(e)”.

On pages 1 and 2, strike in their entirety the lines beginning with line 20 on page 1 through line 1 on page 2, inclusive.

AMENDMENT NO. 2

On page 3, strike beginning with “BALTIMORE” in line 14 down through “FORCE” in line

(Over)

15 and substitute "POLICE FORCE OF THE BALTIMORE CITY COMMUNITY COLLEGE"; and after line 15, insert:

"Article - Education

16-513.

(A) THERE IS A BALTIMORE CITY COMMUNITY COLLEGE POLICE FORCE.

(B) (1) A BALTIMORE CITY COMMUNITY COLLEGE POLICE OFFICER HAS THE POWERS GRANTED TO A PEACE AND POLICE OFFICER.

(2) (I) A BALTIMORE CITY COMMUNITY COLLEGE POLICE OFFICER MAY EXERCISE THESE POWERS ONLY ON PROPERTY THAT IS OWNED, LEASED, OPERATED BY, OR UNDER THE CONTROL OF BALTIMORE CITY COMMUNITY COLLEGE.

(II) THE POLICE OFFICER MAY NOT EXERCISE THESE POWERS ON ANY OTHER PROPERTY UNLESS:

1. ENGAGED IN FRESH PURSUIT OF A SUSPECTED OFFENDER;

2. NECESSARY TO FACILITATE THE ORDERLY FLOW OF TRAFFIC TO AND FROM PROPERTY OWNED, LEASED, OPERATED BY, OR UNDER THE CONTROL OF BALTIMORE CITY COMMUNITY COLLEGE; OR

3. ORDERED TO DO SO BY THE GOVERNOR.

(C) (1) IN CONSULTATION WITH THE SECRETARY OF STATE POLICE AND THE MARYLAND POLICE TRAINING COMMISSION, THE BOARD OF TRUSTEES SHALL ADOPT STANDARDS, QUALIFICATIONS, AND PREREQUISITES OF CHARACTER, TRAINING, EDUCATION, HUMAN AND PUBLIC RELATIONS, AND EXPERIENCE FOR BALTIMORE CITY COMMUNITY COLLEGE POLICE OFFICERS, INCLUDING STANDARDS FOR THE PERFORMANCE OF THEIR DUTIES.

(2) TO THE EXTENT PRACTICABLE, THE BOARD SHALL ADOPT STANDARDS THAT ARE SIMILAR TO THE STANDARDS ADOPTED FOR THE DEPARTMENT OF STATE POLICE.

(D) THE BOARD OF TRUSTEES SHALL ADOPT REGULATIONS GOVERNING THE OPERATION AND CONDUCT OF THE BALTIMORE CITY COMMUNITY COLLEGE POLICE FORCE AND OF BALTIMORE CITY COMMUNITY COLLEGE POLICE OFFICERS.”.

AMENDMENT NO. 3

On page 4, strike beginning with “BALTIMORE” in line 16 down through “FORCE” in line 17 and substitute “POLICE FORCE OF THE BALTIMORE CITY COMMUNITY COLLEGE”; and after line 17, insert:

“(2) “Law enforcement officer” does not include:

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

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

(iii) the police chief of a municipal corporation;

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

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

(vi) an Anne Arundel County or City of Annapolis fire and explosive investigator as defined in § 2-208.2 of the Criminal Procedure Article.

(Over)

3-201.

(e) (1) “Police officer” means an individual who:

(i) is authorized to enforce the general criminal laws of the State; and

(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 police department, bureau, or force of a county;

4. the police department, bureau, or force of a municipal corporation;

5. the Maryland Transit Administration police force;

6. the Maryland Transportation Authority Police;

7. the police forces of the University System of Maryland;

8. the police force of Morgan State University;

9. the office of the sheriff of a county;

10. the police forces of the Department of Natural Resources;

11. the police force of the Department of General Services;

12. the police force of a State, county, or municipal corporation if the special police officers are appointed under Subtitle 3 of this title;

- Regulation;
- [or]
- 13. the Housing Authority of Baltimore City Police Force;
 - 14. the Baltimore City School Police Force;
 - 15. the Crofton Police Department;
 - 16. the police force of the Department of Labor, Licensing, and
 - 17. the Washington Suburban Sanitary Commission Police Force;
 - 18. the Ocean Pines Police Department; OR
 - 19. THE POLICE FORCE OF THE BALTIMORE CITY
COMMUNITY COLLEGE.

- Office;
- (2) “Police officer” includes:
 - (i) a member of the Field Enforcement Bureau of the Comptroller’s
 - (ii) the State Fire Marshal or a deputy State fire marshal;
 - (iii) an investigator of the Internal Investigative Unit of the Department;
 - (iv) a Montgomery County fire and explosive investigator as defined in §
2-208.1 of the Criminal Procedure Article; and
 - (v) an Anne Arundel County or City of Annapolis fire and explosive
investigator as defined in § 2-208.2 of the Criminal Procedure Article.

- (3) “Police officer” does not include:

(Over)

(i) an individual who serves as a police officer only because the individual occupies another office or position;

(ii) a sheriff, the Secretary of State Police, a commissioner of police, a deputy or assistant commissioner of police, a chief of police, a deputy or assistant chief of police, or another individual with an equivalent title who is appointed or employed by a government to exercise equivalent supervisory authority; or

(iii) a member of the Maryland National Guard who:

1. is under the control and jurisdiction of the Military Department;

2. is assigned to the military property designated as the Glenn L. Martin State Airport; and

3. is charged with exercising police powers in and for the Glenn L. Martin State Airport.”.

AMENDMENT NO. 4

On pages 4 through 9, strike in their entirety the lines beginning with line 18 on page 4 through line 23 on page 9, inclusive.