

HOUSE BILL 1086

E4

1lr1171

By: Prince George's County Delegation

Introduced and read first time: February 11, 2011

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 Prince George's County – Police Departments – Use of Force – Reports

3 PG 308-11

4 FOR the purpose of requiring the county police department and each municipal police
5 department in Prince George's County and the sheriff's office in the county to
6 collect, analyze, and maintain certain information about the use of force by law
7 enforcement officers; requiring the county police department, each municipal
8 police department, and the sheriff's office in the county to report certain
9 information to the Office of the State's Attorney for Prince George's County on
10 or before a certain date and annually thereafter; prohibiting the identification of
11 certain offenders in the reports; defining certain terms; and generally relating
12 to the use of force in Prince George's County.

13 BY adding to

14 Article – Public Safety

15 Section 3-508

16 Annotated Code of Maryland

17 (2003 Volume and 2010 Supplement)

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

20 Article – Public Safety

21 **3-508.**

22 (A) THIS SECTION APPLIES ONLY IN PRINCE GEORGE'S COUNTY.

23 (B) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE
24 MEANINGS INDICATED.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(2) "FORCE" MEANS THE USE OF:

(I) A FIREARM, AS DEFINED IN § 5-101 OF THIS ARTICLE;

(II) AN ELECTRONIC CONTROL DEVICE, AS DEFINED BY § 4-109 OF THE CRIMINAL LAW ARTICLE;

(III) A TEAR GAS DEVICE; OR

(IV) ANY OTHER WEAPON.

(3) "LAW ENFORCEMENT OFFICER" HAS THE MEANING STATED IN THIS ARTICLE.

14 (1) THE NUMBER OF INSTANCES IN WHICH FORCE WAS USED
15 DURING AN ARREST OR WHILE AN INDIVIDUAL WAS IN POLICE CUSTODY;

16 (2) A DESCRIPTION OF AND EXPLANATION FOR EACH USE OF
17 FORCE; AND

18 (3) ANY OTHER RELEVANT INFORMATION.

26 (E) EACH REPORT SHALL BREAK DOWN THE INCIDENTS IN WHICH
27 FORCE WAS USED BY DISTRICT OR MUNICIPAL CORPORATION.

28 (F) A REPORT REQUIRED BY THIS SECTION MAY NOT NAME OR
29 OTHERWISE IDENTIFY A PARTICULAR KNOWN OR SUSPECTED OFFENDER.

1 **SECTION 2. AND BE IT FURTHER ENACTED**, That this Act shall take
2 effect October 1, 2011.