

HOUSE BILL 101

F1, F3, E4

5lr1470
CF SB 17

By: **Delegate Anderson**

Introduced and read first time: January 23, 2015

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City School Police Force – Carrying of Firearms – Scope**

3 FOR the purpose of authorizing a Baltimore City school police officer to carry a firearm on
4 certain premises of certain public schools and certain other property used for a
5 certain purpose; making certain stylistic changes; and generally relating to the
6 carrying of firearms by the Baltimore City school police force.

7 BY repealing and reenacting, without amendments,

8 Article – Education

9 Section 4–318(a) through (c)

10 Annotated Code of Maryland

11 (2014 Replacement Volume and 2014 Supplement)

12 BY repealing and reenacting, with amendments,

13 Article – Education

14 Section 4–318(d)

15 Annotated Code of Maryland

16 (2014 Replacement Volume and 2014 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 That the Laws of Maryland read as follows:

19 **Article – Education**

20 4–318.

21 (a) In this section, “Baltimore City school police officer” means any person who,
22 when acting in an official capacity, is authorized by law to make arrests and who is a
23 member of the Baltimore City School Police Force.

24 (b) There is a Baltimore City School Police Force.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (c) The members of the Baltimore City School Police Force shall be employees of
2 and be appointed by the Baltimore City Board of School Commissioners.

3 (d) (1) Except as provided in paragraph (3) of this subsection, a Baltimore City
4 school police officer has all the powers of a law enforcement officer in the State.

5 (2) (i) A Baltimore City school police officer may act in an official
6 capacity only on the premises of schools and any other property used for [educational
7 purposes] **AN EDUCATIONAL PURPOSE** owned, leased, or operated by, or under the control
8 of the Baltimore City Board of School Commissioners.

9 (ii) A Baltimore City school police officer may not act in an official
10 capacity on any other property unless:

- 11 1. Engaged in fresh pursuit of a suspected offender;
- 12 2. Requested or authorized to do so by the Police
13 Commissioner of Baltimore City;
- 14 3. The exercise of power is necessary to facilitate the orderly
15 flow of traffic to and from property owned, leased, operated by, or under the control of the
16 Baltimore City School System; or
- 17 4. Ordered to do so by the Mayor of Baltimore City.

18 (3) (i) Notwithstanding any other provision of law, a Baltimore City
19 school police officer [whose permanent or temporary assignment is at a school or on school
20 property] may carry a firearm on the premises of [the] **A BALTIMORE CITY PUBLIC** school
21 [to which the officer is assigned before or after regular school hours on school days and on
22 days other than school days] **AND ANY OTHER PROPERTY USED FOR AN EDUCATIONAL**
23 **PURPOSE OWNED, LEASED, OR OPERATED BY, OR UNDER THE CONTROL OF THE**
24 **BALTIMORE CITY BOARD OF SCHOOL COMMISSIONERS.**

25 (ii) The Baltimore City Board of School Commissioners shall
26 establish policies to implement the provisions of subparagraph (i) of this paragraph.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
28 1, 2015.