

HOUSE BILL 110

E4, B1
HB 855/15 – JUD

6lr0346

By: **Delegate Knotts**

Introduced and read first time: January 18, 2016

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Law Enforcement Explorer Program – Funding**

3 FOR the purpose of establishing the Law Enforcement Explorer Program Fund as a special,
4 nonlapsing fund; specifying the purpose of the Fund; requiring the Executive
5 Director of the Governor’s Office of Crime Control and Prevention to administer the
6 Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account
7 for the Fund; specifying the contents of the Fund; requiring the Governor, each fiscal
8 year, to include in the annual budget bill an appropriation of a certain amount to the
9 Fund; specifying the purpose for which the Fund may be used; providing for the
10 investment of money in and expenditures from the Fund; requiring the Executive
11 Director to establish a certain application procedure; requiring a local law
12 enforcement agency that makes a certain application to provide the Executive
13 Director with certain information; requiring the Executive Director to make certain
14 grants to certain local law enforcement agencies in a certain manner; requiring local
15 law enforcement agencies to submit certain proof to the Executive Director;
16 providing that money distributed for a law enforcement explorer program is to
17 supplement and not supplant any other funding; requiring the Executive Director to
18 report to the General Assembly on or before a certain date; exempting the Fund from
19 a certain provision of law requiring interest on State money in special funds to accrue
20 to the General Fund of the State; defining certain terms; and generally relating to
21 funding for law enforcement explorer programs.

22 BY adding to

23 Article – Public Safety

24 Section 4–601 through 4–604 to be under the new subtitle “Subtitle 6. Law
25 Enforcement Explorer Program Fund”

26 Annotated Code of Maryland

27 (2011 Replacement Volume and 2015 Supplement)

28 BY repealing and reenacting, without amendments,

29 Article – State Finance and Procurement

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Section 6–226(a)(2)(i)
2 Annotated Code of Maryland
3 (2015 Replacement Volume)

4 BY repealing and reenacting, with amendments,
5 Article – State Finance and Procurement
6 Section 6–226(a)(2)(ii)84. and 85.
7 Annotated Code of Maryland
8 (2015 Replacement Volume)

9 BY adding to
10 Article – State Finance and Procurement
11 Section 6–226(a)(2)(ii)86.
12 Annotated Code of Maryland
13 (2015 Replacement Volume)

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

16 **Article – Public Safety**

17 **SUBTITLE 6. LAW ENFORCEMENT EXPLORER PROGRAM FUND.**

18 **4–601.**

19 **(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS**
20 **INDICATED.**

21 **(B) “EXECUTIVE DIRECTOR” MEANS THE EXECUTIVE DIRECTOR OF THE**
22 **GOVERNOR’S OFFICE OF CRIME CONTROL AND PREVENTION.**

23 **(C) “FUND” MEANS THE LAW ENFORCEMENT EXPLORER PROGRAM FUND.**

24 **(D) “LAW ENFORCEMENT EXPLORER PROGRAM” MEANS A PROGRAM THAT:**

25 **(1) IS ESTABLISHED AND SPONSORED BY A LOCAL LAW**
26 **ENFORCEMENT AGENCY;**

27 **(2) IS CERTIFIED BY THE NATIONAL LAW ENFORCEMENT EXPLORING**
28 **COMMITTEE; AND**

29 **(3) PROVIDES AN INTRODUCTION TO A CAREER IN LAW**
30 **ENFORCEMENT.**

1 (E) "LOCAL LAW ENFORCEMENT AGENCY" MEANS THE POLICE
2 DEPARTMENT OF A COUNTY OR MUNICIPAL CORPORATION IN THE STATE.

3 4-602.

4 (A) THERE IS A LAW ENFORCEMENT EXPLORER PROGRAM FUND.

5 (B) THE PURPOSE OF THE FUND IS TO ASSIST LOCAL LAW ENFORCEMENT
6 AGENCIES IN ESTABLISHING LAW ENFORCEMENT EXPLORER PROGRAMS TO GIVE
7 YOUNG ADULTS AN OPPORTUNITY TO LEARN MORE ABOUT CAREERS IN THE FIELD
8 OF LAW ENFORCEMENT.

9 (C) THE EXECUTIVE DIRECTOR SHALL ADMINISTER THE FUND.

10 (D) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT
11 SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

12 (2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY
13 AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND, IN CONJUNCTION WITH
14 THE EXECUTIVE DIRECTOR.

15 (E) (1) THE FUND CONSISTS OF:

16 (I) MONEY APPROPRIATED IN THE STATE BUDGET TO THE
17 FUND;

18 (II) INVESTMENT EARNINGS OF THE FUND; AND

19 (III) MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE
20 BENEFIT OF THE FUND.

21 (2) FOR FISCAL YEAR 2018 AND EACH FISCAL YEAR THEREAFTER,
22 THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION
23 TO THE FUND OF \$400,000.

24 (F) (1) THE FUND MAY BE USED ONLY TO MAKE GRANTS AS PROVIDED
25 UNDER THIS SUBTITLE.

26 (2) THE FUND MAY NOT BE USED FOR ADMINISTRATIVE EXPENSES.

27 (G) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND
28 IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.

1 (2) ANY INVESTMENT EARNINGS OF THE FUND SHALL BE PAID INTO
2 THE FUND.

3 4-603.

4 (A) THE EXECUTIVE DIRECTOR SHALL ESTABLISH PROCEDURES FOR
5 LOCAL LAW ENFORCEMENT AGENCIES TO APPLY FOR MONEY FROM THE FUND.

6 (B) A LOCAL LAW ENFORCEMENT AGENCY THAT APPLIES FOR MONEY FROM
7 THE FUND SHALL PROVIDE THE EXECUTIVE DIRECTOR WITH:

8 (1) THE ELIGIBILITY REQUIREMENTS FOR MEMBERSHIP IN THE LAW
9 ENFORCEMENT EXPLORER PROGRAM;

10 (2) THE NUMBER OF MEMBERS OF THE LAW ENFORCEMENT
11 EXPLORER PROGRAM;

12 (3) A DESCRIPTION OF THE ACTIVITIES AND FUNCTIONS OF THE LAW
13 ENFORCEMENT EXPLORER PROGRAM; AND

14 (4) ANY OTHER INFORMATION THAT THE EXECUTIVE DIRECTOR
15 CONSIDERS NECESSARY.

16 (C) (1) THE EXECUTIVE DIRECTOR SHALL MAKE GRANTS FROM THE
17 FUND TO LOCAL LAW ENFORCEMENT AGENCIES TO SUPPORT LAW ENFORCEMENT
18 EXPLORER PROGRAMS.

19 (2) THE AMOUNT OF EACH GRANT SHALL BE IN PROPORTION TO THE
20 NUMBER OF LAW ENFORCEMENT AGENCIES THAT APPLY FOR MONEY FROM THE
21 FUND.

22 (D) THE LOCAL LAW ENFORCEMENT AGENCY SHALL SUBMIT TO THE
23 EXECUTIVE DIRECTOR PROOF OF EXPENDITURES OF THE GRANT FOR THE LAW
24 ENFORCEMENT EXPLORER PROGRAM.

25 (E) MONEY DISTRIBUTED UNDER THIS SUBTITLE SHALL BE USED TO
26 SUPPLEMENT, AND NOT SUPPLANT, ANY OTHER FUNDING FOR A LAW ENFORCEMENT
27 EXPLORER PROGRAM.

28 4-604.

29 ON OR BEFORE SEPTEMBER 1 OF EACH YEAR, THE EXECUTIVE DIRECTOR
30 SHALL REPORT TO THE GOVERNOR AND, SUBJECT TO § 2-1246 OF THE STATE

1 GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON THE DISTRIBUTION OF
2 MONEY UNDER THIS SUBTITLE.

3 **Article – State Finance and Procurement**

4 6–226.

5 (a) (2) (i) Notwithstanding any other provision of law, and unless
6 inconsistent with a federal law, grant agreement, or other federal requirement or with the
7 terms of a gift or settlement agreement, net interest on all State money allocated by the
8 State Treasurer under this section to special funds or accounts, and otherwise entitled to
9 receive interest earnings, as accounted for by the Comptroller, shall accrue to the General
10 Fund of the State.

11 (ii) The provisions of subparagraph (i) of this paragraph do not apply
12 to the following funds:

13 84. the Economic Development Marketing Fund; [and]

14 85. the Military Personnel and Veteran–Owned Small
15 Business No–Interest Loan Fund; AND

16 **86. THE LAW ENFORCEMENT EXPLORER PROGRAM**
17 **FUND.**

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
19 1, 2016.