

Department of Legislative Services
 Maryland General Assembly
 2017 Session

FISCAL AND POLICY NOTE
 Third Reader - Revised

House Bill 1279
 Judiciary

(Delegate Morales, *et al.*)

Judicial Proceedings

Police Training Commission - Training Requirements - Human Trafficking

This bill requires the Maryland Police Training and Standards Commission (MPTSC) to expand the curriculum and the minimum courses of study of police training conducted by police training schools to include special training, attention to, and study of the application and enforcement of the criminal laws concerning human trafficking, including services and support available to victims and the rights and appropriate treatment of victims.

Fiscal Summary

State Effect: General fund expenditures increase by approximately \$4,500 in FY 2018 only for MPTSC to update its training curriculum. Revenues are not affected.

(in dollars)	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Revenues	\$0	\$0	\$0	\$0	\$0
GF Expenditure	4,500	0	0	0	0
Net Effect	(\$4,500)	\$0	\$0	\$0	\$0

Note: () = decrease; GF = general funds; FF = federal funds; SF = special funds; - = indeterminate increase; (-) = indeterminate decrease

Local Effect: Potential minimal increase in local expenditures for some jurisdictions to incorporate the bill’s training requirements into their training programs. Local revenues are not affected.

Small Business Effect: Minimal or none.

Analysis

Current Law: Chapter 519 of 2016 reconstituted the former Police Training Commission as MPTSC, an independent commission within the Department of Public Safety and

Correctional Services. MPTSC operates approved police training schools and prescribes standards for and certifies schools that offer police and security training. In consultation and cooperation with various entities, it also sets minimum qualifications for instructors and certifies qualified instructors for approved training schools.

MPTSC certifies persons as police officers who have met commission standards, including submission to a criminal history records check and a specified psychological evaluation. An individual who is not satisfactorily trained in the 12-month probationary period may not be employed as a police officer, and a police officer may not serve after certification has been revoked, suspended, or allowed to lapse.

MPTSC requirements include:

- for entrance-level police training and at least every three years for in-service level police training conducted by the State and each county and municipal police training school, that the curriculum and minimum courses of study include special training, attention to, and study of the application and enforcement of (1) the criminal laws concerning rape and sexual offenses, including the sexual abuse and exploitation of children and related evidentiary procedures; (2) the contact with and treatment of victims of crimes and delinquent acts; (3) the notices, services, support, and rights available to victims and victims' representatives under State law; and (4) the notification of victims of identity fraud and related crimes of their rights under federal law;
- for entrance-level police training and annually for in-service level police conducted by the State and each county and municipal police training school, that the curriculum and minimum courses of study include special training in the proper use of electronic control devices for specified police officers, consistent with established law enforcement standards and constitutional provisions;
- for entrance-level police training and, as determined by MPTSC, for in-service level training conducted by the State and each county and municipal police training school, that the curriculum and minimum courses of study include, consistent with established law enforcement standards and federal and State constitutional provisions (1) training in lifesaving techniques, including cardiopulmonary resuscitation; (2) training in the proper level and use of force; (3) training regarding sensitivity to cultural and gender diversity; and (4) training regarding individuals with physical, intellectual, developmental, and psychiatric disabilities;
- for entrance-level police training and at least every two years for in-service level police training conducted by the State and each county and municipal police training

school, that the curriculum and minimum courses of study include special training, attention to, and study of the application of antidiscrimination and use of force de-escalation training; and

- for entrance-level police training and for in-service level training conducted by the State and each county and municipal police training school, that the curriculum and minimum courses of study include, consistent with established law enforcement standards and federal and State constitutional provisions, training related to motorcycle profiling in conjunction with existing training regarding other profiling.

Background: Training for the certification of law enforcement officers in the State may be conducted at MPTSC facilities or at any of 20 police training academies in the State certified by MPTSC. There are approximately 16,500 certified police officers in Maryland.

State Expenditures: MPTSC advises that although training objectives relating to human trafficking are included in the existing entry-level training for police officers, the bill requires a curriculum update. Updating the MPTSC training curriculum requires the assistance of a curriculum specialist, resulting in an increase in general fund expenditures of approximately \$4,500 in fiscal 2018 only.

Training adaptations for the Department of State Police can be handled with existing budgeted resources.

Local Expenditures: The various local government agencies that conduct police entrance-level training and in-service training may need to modify existing training programs to meet the bill's requirements. Some local governments can modify their training programs with existing resources, while others may incur some additional minimal costs.

Additional Information

Prior Introductions: HB 292 of 2016, a similar bill, received an unfavorable report from the House Judiciary Committee. SB 819 of 2014, a similar bill, received an unfavorable report from the Senate Judicial Proceedings Committee. Its cross file, HB 608, received an unfavorable report from the House Judiciary Committee. HB 1056 of 2013, another similar bill, received an unfavorable report from the House Judiciary Committee.

Cross File: SB 220 (Senator Lee, *et al.*) - Judicial Proceedings.

Information Source(s): Montgomery, Washington, and Worcester counties; City of Westminster; Town of Leonardtown; Department of Public Safety and Correctional Services; Department of State Police; Department of Legislative Services

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