

Chapter 671

(House Bill 190)

AN ACT concerning

**Public Safety – Maryland Police Training and Standards Commission –
Psychological Consultation and Evaluation**

FOR the purpose of repealing the requirement that the Maryland Police Training and Standards Commission develop standards for the mandatory psychological evaluation of a certain law enforcement officer; requiring the Commission to develop standards for the mandatory psychological consultation with a certain law enforcement officer; ~~altering a certain psychological evaluation requirement for police officer certification~~ repealing a requirement that a certain psychological evaluation for a police officer certification be conducted by a certain psychologist; and generally relating to the mental health of law enforcement officers.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 3–207(a)(21) and 3–209
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

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

Article – Public Safety

3–207.

(a) The Commission has the following powers and duties:

(21) to develop standards for the mandatory psychological [evaluation of] **CONSULTATION WITH** a law enforcement officer who was actively involved in an incident when another person was seriously injured or killed as a result of an accident or a shooting or has returned from combat deployment;

3–209.

(a) The Commission shall certify as a police officer each individual who:

(1) (i) satisfactorily meets the standards of the Commission; or

(ii) provides the Commission with sufficient evidence that the individual has satisfactorily completed a training program in another state of equal quality and content as required by the Commission;

(2) submits to a psychological evaluation [by a psychologist approved by the Commission] ~~BY A LICENSED, TRAINED, AND QUALIFIED MENTAL HEALTH PROFESSIONAL APPROVED BY THE COMMISSION AND RECEIVES A POSITIVE RECOMMENDATION FROM THE MENTAL HEALTH PROFESSIONAL INDICATING THAT THE INDIVIDUAL IS:~~

~~(I) EMOTIONALLY AND MENTALLY FIT; AND~~

~~(II) ABLE TO PERFORM THE DUTIES OF A POLICE OFFICER AS DETERMINED BY THE RESPECTIVE LAW ENFORCEMENT AGENCY;~~ and

(3) submits to a criminal history records check in accordance with § 3-209.1 of this subtitle.

(b) The Commission may certify as a police officer an individual who is not considered a police officer under § 3-201(f)(3) of this subtitle if the individual meets the selection and training standards of the Commission.

(c) Each certificate issued to a police officer under this subtitle remains the property of the Commission.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2018.

Approved by the Governor, May 15, 2018.