

# HOUSE BILL 1111

E4

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By: **Delegate J. Lewis**

Introduced and read first time: February 6, 2020

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Special Police Officers – Training and Renewal of Commission**

3 FOR the purpose of repealing the authorization for the Secretary of State Police to require  
4 certain training; requiring a certain candidate for a commission as a special police  
5 officer to complete certain training and education; exempting a certain candidate for  
6 a commission as a special police officer from completing certain training under  
7 certain circumstances; reducing the duration of an initial commission as a special  
8 police officer; reducing the duration of a renewed commission as a special police  
9 officer; and generally relating to special police officers.

10 BY repealing and reenacting, with amendments,  
11 Article – Public Safety  
12 Section 3–303 and 3–312  
13 Annotated Code of Maryland  
14 (2018 Replacement Volume and 2019 Supplement)

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

17 **Article – Public Safety**

18 3–303.

19 (a) The following entities may apply for the appointment of special police officers  
20 for the following purposes:

21 (1) a municipal corporation, county, or other governmental body of the  
22 State, in order to protect property owned, leased, or regularly used by the governmental  
23 body or any of its units;

24 (2) another state, or subdivision or unit of another state, that has an

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 interest in property located wholly or partly in this State, in order to protect the property;

2 (3) a college, university, or public school system in the State, in order to  
3 protect its property or students; or

4 (4) a person that exists and functions for a legal business purpose, in order  
5 to protect its business property.

6 (b) The applicant for a commission shall be at least 18 years old.

7 (c) (1) [The Secretary may require training and education for special police  
8 officers as the Secretary considers necessary] **THIS SUBSECTION DOES NOT APPLY TO**  
9 **AN APPLICANT FOR A COMMISSION WHO HAS COMPLETED A BASIC TRAINING**  
10 **COURSE FOR POLICE OFFICERS APPROVED BY THE MARYLAND POLICE TRAINING**  
11 **AND STANDARDS COMMISSION.**

12 (2) **AN APPLICANT FOR A COMMISSION SHALL COMPLETE 80 HOURS**  
13 **OF TRAINING AND EDUCATION.**

14 3–312.

15 (a) An initial commission expires [3 years] **1 YEAR** after its date of issuance.

16 (b) (1) At the end of the term of a commission, the commission is renewable  
17 [for a 3–year term] **ANNUALLY** if the employer of the special police officer submits to the  
18 Secretary:

19 (i) an application in the manner and format designated by the  
20 Secretary;

21 (ii) one complete set of the applicant’s legible fingerprints taken in a  
22 format approved by the Director of the Federal Bureau of Investigation;

23 (iii) the mandatory processing fee required by the Federal Bureau of  
24 Investigation for a national criminal history records check; and

25 (iv) subject to paragraph (2) of this subsection, a renewal fee of \$60.

26 (2) A renewal fee may not be charged to a unit of the State.

27 (c) (1) The Secretary shall apply to the Central Repository for a national  
28 criminal history records check for each applicant for a special police commission.

29 (2) As part of the application for a criminal history records check, the  
30 Secretary shall submit to the Central Repository:

1 (i) a complete set of the applicant's legible fingerprints taken in a  
2 format approved by the Director of the Federal Bureau of Investigation; and

3 (ii) the mandatory processing fee required by the Federal Bureau of  
4 Investigation for a national criminal history records check.

5 (3) The Central Repository shall provide a receipt to the applicant for the  
6 fees paid in accordance with paragraph (2)(ii) of this subsection.

7 (4) In accordance with Title 10, Subtitle 2 of the Criminal Procedure  
8 Article, the Central Repository shall forward to the applicant and the Secretary a printed  
9 statement of the applicant's criminal history information.

10 (5) Information obtained from the Central Repository under this section:

11 (i) is confidential and may not be disseminated; and

12 (ii) may be used only for the purposes authorized by this section.

13 (d) The Secretary may set the deadline for submitting a renewal application to  
14 the Secretary.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
16 October 1, 2020.