

SENATE BILL 397

L6

2lr0131
CF HB 411

By: **The President (By Request – Administration) and Senators Bailey, Carozza, Cassilly, Corderman, Eckardt, Edwards, Gallion, Hershey, Hough, Jennings, Ready, Salling, Simonaire, and West**

Introduced and read first time: January 24, 2022

Assigned to: Judicial Proceedings and Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Local Law Enforcement Coordination Council and Coordinator**
3 **and State Aid for Police Protection Fund**

4 FOR the purpose of establishing the Local Law Enforcement Coordination Council and the
5 Council Executive Committee; establishing the membership, terms, appointments,
6 meetings, chair and vice chair, and secretary of the Council; establishing the position
7 of the Local Law Enforcement Coordination Council Coordinator; establishing
8 provisions relating to the appointment, qualifications, duties, salary, staff, and
9 budget of the Coordinator; altering the calculation of grants payable to certain local
10 governments under the State Aid for Police Protection Fund; exempting certain
11 payments for State Aid for Police Protection funds to Baltimore City from a certain
12 reduction requirement; and generally relating to local law enforcement coordination,
13 planning, and funding.

14 BY adding to

15 Article – Public Safety

16 Section 3–801 through 3–806 to be under the new subtitle “Subtitle 8. Local Law
17 Enforcement Coordination Council”; 3–901 through 3–903 to be under the new
18 subtitle “Subtitle 9. Local Law Enforcement Coordination Council
19 Coordinator”; and 4–506(k)

20 Annotated Code of Maryland

21 (2018 Replacement Volume and 2021 Supplement)

22 BY repealing and reenacting, without amendments,

23 Article – Public Safety

24 Section 4–506(a)(1)

25 Annotated Code of Maryland

26 (2018 Replacement Volume and 2021 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 BY repealing and reenacting, with amendments,
2 Article – Public Safety
3 Section 4–506(f) and (i) and 4–507(b)
4 Annotated Code of Maryland
5 (2018 Replacement Volume and 2021 Supplement)

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

8 **Article – Public Safety**

9 **SUBTITLE 8. LOCAL LAW ENFORCEMENT COORDINATION COUNCIL.**

10 **3–801.**

11 **IN THIS SUBTITLE, “COUNCIL” MEANS THE LOCAL LAW ENFORCEMENT**
12 **COORDINATION COUNCIL.**

13 **3–802.**

14 **THERE IS A LOCAL LAW ENFORCEMENT COORDINATION COUNCIL.**

15 **3–803.**

16 **THE COUNCIL CONSISTS OF THE FOLLOWING MEMBERS:**

17 **(1) THE SECRETARY OF STATE POLICE;**

18 **(2) THE SHERIFF OF EACH COUNTY;**

19 **(3) A CHIEF OF A LAW ENFORCEMENT AGENCY FROM EACH COUNTY,**
20 **SELECTED BY THE CHIEFS OF THE LAW ENFORCEMENT AGENCIES IN THAT COUNTY;**
21 **AND**

22 **(4) A PERSON DESIGNATED FROM THE MEMBERSHIP BY EACH OF THE**
23 **FOLLOWING:**

24 **(I) THE MARYLAND SHERIFFS’ ASSOCIATION; AND**

25 **(II) THE MARYLAND CHIEFS OF POLICE ASSOCIATION, INC.**

26 **3–804.**

1 **(A) THE COUNCIL EXECUTIVE COMMITTEE CONSISTS OF THE FOLLOWING**
2 **LAW ENFORCEMENT OFFICIALS:**

3 **(1) THE SECRETARY OF STATE POLICE;**

4 **(2) THE SHERIFF SERVING AS PRESIDENT OF THE MARYLAND**
5 **SHERIFFS' ASSOCIATION AND TWO DESIGNEES OF THE MARYLAND SHERIFFS'**
6 **ASSOCIATION; AND**

7 **(3) THE CHIEF SERVING AS PRESIDENT OF THE MARYLAND CHIEFS**
8 **OF POLICE ASSOCIATION, INC. AND TWO DESIGNEES OF THE MARYLAND CHIEFS OF**
9 **POLICE ASSOCIATION, INC.**

10 **(B) (1) THIS SUBSECTION APPLIES ONLY TO THE TWO MEMBERS**
11 **DESIGNATED BY THE MARYLAND SHERIFFS' ASSOCIATION AND THE TWO MEMBERS**
12 **DESIGNATED BY THE MARYLAND CHIEFS OF POLICE ASSOCIATION, INC. UNDER**
13 **SUBSECTION (A)(2) AND (3) OF THIS SECTION.**

14 **(2) THE TERM OF A MEMBER OF THE COUNCIL EXECUTIVE**
15 **COMMITTEE IS 1 YEAR.**

16 **(3) A MEMBER CONTINUES TO SERVE UNTIL A SUCCESSOR IS CHOSEN**
17 **AND QUALIFIES.**

18 **(4) A MEMBER MAY SERVE ONLY DURING THE TIME THE MEMBER**
19 **HOLDS THE OFFICE THAT QUALIFIES THE MEMBER FOR MEMBERSHIP.**

20 **(5) A MEMBER IS ELIGIBLE TO SERVE MORE THAN ONE TERM.**

21 **(6) A VACANCY ON THE COUNCIL EXECUTIVE COMMITTEE SHALL BE**
22 **FILLED IN THE SAME MANNER USED TO CHOOSE THE ORIGINAL MEMBERSHIP UNDER**
23 **SUBSECTION (A) OF THIS SECTION.**

24 **(C) MEMBERSHIP ON THE COUNCIL OR THE COUNCIL EXECUTIVE**
25 **COMMITTEE DOES NOT CONSTITUTE HOLDING AN OFFICE OF PROFIT.**

26 **(D) A MEMBER OF THE COUNCIL OR THE COUNCIL EXECUTIVE**
27 **COMMITTEE:**

28 **(1) MAY NOT RECEIVE COMPENSATION FOR SERVICE ON THE**
29 **COUNCIL OR THE COUNCIL EXECUTIVE COMMITTEE; BUT**

1 **(2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE**
2 **STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.**

3 **3-805.**

4 **THE COUNCIL EXECUTIVE COMMITTEE SHALL ELECT FROM AMONG ITS**
5 **MEMBERS A CHAIR AND VICE CHAIR WHO:**

6 **(1) SHALL SERVE FOR A TERM OF 1 YEAR; AND**

7 **(2) ARE ELIGIBLE FOR REELECTION.**

8 **3-806.**

9 **(A) THE COUNCIL EXECUTIVE COMMITTEE SHALL ESTABLISH**
10 **PROCEDURES AND REQUIREMENTS FOR MEETINGS, DELIBERATIONS, AND THE**
11 **ADMINISTRATION OF THE FUNCTIONS OF THE COUNCIL.**

12 **(B) (1) THE COUNCIL SHALL MEET AT LEAST SIX TIMES EACH YEAR.**

13 **(2) THE COUNCIL SHALL HOLD SPECIAL MEETINGS WHEN CALLED:**

14 **(I) BY THE CHAIR, ON THE CHAIR'S OWN INITIATIVE;**

15 **(II) BY THE VICE CHAIR, IN THE ABSENCE OF THE CHAIR; OR**

16 **(III) ON THE WRITTEN REQUEST OF AT LEAST THREE COUNCIL**
17 **MEMBERS.**

18 **(C) THE LOCAL LAW ENFORCEMENT COORDINATION COUNCIL**
19 **COORDINATOR, ESTABLISHED UNDER SUBTITLE 9 OF THIS TITLE, SHALL SERVE AS**
20 **THE SECRETARY TO THE COUNCIL AND PERFORM THE DUTIES AND**
21 **RESPONSIBILITIES THE COUNCIL EXECUTIVE COMMITTEE DIRECTS, IN ORDER TO**
22 **CARRY OUT THE FUNCTIONS OF THE COUNCIL.**

23 **SUBTITLE 9. LOCAL LAW ENFORCEMENT COORDINATION COUNCIL**
24 **COORDINATOR.**

25 **3-901.**

26 **(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS**
27 **INDICATED.**

1 **(B) "COORDINATOR" MEANS THE LOCAL LAW ENFORCEMENT**
2 **COORDINATION COUNCIL COORDINATOR.**

3 **(C) "COUNCIL" MEANS THE LOCAL LAW ENFORCEMENT COORDINATION**
4 **COUNCIL ESTABLISHED UNDER SUBTITLE 8 OF THIS TITLE.**

5 **(D) "COUNCIL EXECUTIVE COMMITTEE" MEANS THE COUNCIL EXECUTIVE**
6 **COMMITTEE ESTABLISHED UNDER SUBTITLE 8 OF THIS TITLE.**

7 **3-902.**

8 **(A) (1) THERE IS AN OFFICE OF THE LOCAL LAW ENFORCEMENT**
9 **COORDINATION COUNCIL COORDINATOR.**

10 **(2) THE COORDINATOR SHALL BE APPOINTED BY AND SERVE AT THE**
11 **PLEASURE OF THE COUNCIL EXECUTIVE COMMITTEE.**

12 **(B) AN INDIVIDUAL IS ELIGIBLE TO BE THE COORDINATOR IF THE**
13 **INDIVIDUAL HAS SERVED IN GOOD STANDING AS A POLICE OFFICER IN THE STATE**
14 **OR AS A DEPUTY SHERIFF IN THE STATE OR IS ADMITTED TO PRACTICE LAW IN THE**
15 **STATE.**

16 **(C) THE COORDINATOR SHALL RECEIVE THE SALARY PROVIDED IN THE**
17 **STATE BUDGET.**

18 **(D) THE COORDINATOR SHALL DEVOTE FULL TIME TO THE COORDINATOR'S**
19 **OFFICIAL DUTIES AND MAY NOT ENGAGE IN A PRIVATE BUSINESS OR THE PRIVATE**
20 **PRACTICE OF LAW.**

21 **(E) THE COORDINATOR MAY APPOINT AND EMPLOY PROFESSIONAL AND**
22 **CLERICAL STAFF APPROVED BY THE COUNCIL EXECUTIVE COMMITTEE AND AS**
23 **PROVIDED IN THE STATE BUDGET.**

24 **(F) THE COUNCIL SHALL PREPARE AND SUBMIT TO THE GOVERNOR A**
25 **BUDGET FOR THE COORDINATOR'S OFFICE EACH FISCAL YEAR.**

26 **(G) EACH UNIT OF STATE AND LOCAL GOVERNMENT SHALL COOPERATE TO**
27 **THE EXTENT PRACTICABLE WITH THE COORDINATOR AND THE STAFF OF THE**
28 **COORDINATOR IN THE WORK OF THE COORDINATOR'S OFFICE.**

29 **3-903.**

30 **THE COORDINATOR SHALL:**

1 **(1) REGULARLY MEET AND CONFER WITH SHERIFFS, CHIEFS OF**
2 **POLICE, THE COUNCIL, AND THE COUNCIL EXECUTIVE COMMITTEE;**

3 **(2) DEVELOP MODEL POLICIES AND PROCEDURES TO ENHANCE THE**
4 **COORDINATION OF LOCAL LAW ENFORCEMENT SERVICES;**

5 **(3) EXPLORE WAYS THAT LOCAL LAW ENFORCEMENT AGENCIES**
6 **COULD SHARE RESOURCES AND ELIMINATE OVERLAPPING OR REDUNDANT**
7 **FUNCTIONS;**

8 **(4) COORDINATE TRAINING EFFORTS WITH DESIGNATED ENTITIES TO**
9 **PROVIDE FOR THE UNIFORM IMPLEMENTATION OF STANDARDS AND PROGRAMS;**

10 **(5) DEVELOP AND IMPLEMENT SPECIALIZED EXECUTIVE**
11 **MANAGEMENT TRAINING FOR AND PROVIDE MATERIALS TO SHERIFFS, CHIEFS OF**
12 **POLICE, AND THE EXECUTIVE STAFF OF THE SHERIFFS AND CHIEFS OF POLICE;**

13 **(6) PROVIDE AND COORDINATE CONTINUING PROFESSIONAL**
14 **EDUCATION PROGRAMS AND SERVICES FOR SHERIFFS, CHIEFS OF POLICE, AND THE**
15 **EXECUTIVE STAFF OF THE SHERIFFS AND CHIEFS OF POLICE, INCLUDING:**

16 **(I) MANAGEMENT SEMINARS;**

17 **(II) LEGAL RESEARCH;**

18 **(III) TECHNICAL ASSISTANCE;**

19 **(IV) TECHNICAL AND PROFESSIONAL PUBLICATIONS; AND**

20 **(V) COMPILING AND DISSEMINATING INFORMATION**
21 **CONCERNING RECENT DEVELOPMENTS IN CRIMINAL LAW, CIVIL RIGHTS,**
22 **EMPLOYMENT LAW, AND THE ADMINISTRATION OF CRIMINAL JUSTICE RELATING TO**
23 **THE EXECUTIVE DUTIES OF SHERIFFS AND CHIEFS OF POLICE;**

24 **(7) WITH THE APPROVAL OF THE COUNCIL EXECUTIVE COMMITTEE:**

25 **(I) ESTABLISH MODEL STATISTICAL REPORTING PROCEDURES**
26 **FOR SHERIFFS AND CHIEFS OF POLICE;**

27 **(II) ACCEPT AND EXPEND FUNDS, GRANTS, AND GIFTS AND**
28 **ACCEPT SERVICES FROM PUBLIC OR PRIVATE SOURCES; AND**

1 (III) ENTER INTO AGREEMENTS AND CONTRACTS WITH PUBLIC
2 OR PRIVATE AGENCIES OR EDUCATIONAL INSTITUTIONS; AND

3 (8) PROVIDE SERVICES AND FUNCTIONS AS THE COUNCIL EXECUTIVE
4 COMMITTEE DIRECTS TO CARRY OUT THE DUTIES OF THE OFFICE OF
5 COORDINATOR.

6 4-506.

7 (a) (1) Except as provided in paragraphs (2) and (3) of this subsection and
8 subject to § 4-507 of this subtitle and the limitations and requirements provided in this
9 subtitle, each fiscal year the State shall pay to each county and each qualifying
10 municipality, in the manner provided in this subtitle, an amount determined as provided
11 in this section.

12 (f) (1) In addition to the payments made under subsections (b) through (e) of
13 this section, the State shall pay:

14 (i) to each county, [~~\$2.50~~] **\$8.96** per person, subject to paragraph
15 (2) of this subsection;

16 (ii) to Baltimore City, \$0.50 per person; and

17 (iii) to each county that borders the District of Columbia, in addition
18 to the amount required under item (i) of this paragraph, \$0.50 per person living in the
19 county within 1 mile of the border between the State and the District of Columbia.

20 (2) The State shall allocate the supplemental grant on a per person basis
21 among the county and the qualifying municipalities in that county and distribute the
22 resulting allocation to each county and qualifying municipality.

23 (i) Each fiscal year, the State shall pay to each qualifying municipality, in
24 addition to the payments made under subsections (b) through (h) of this section, [~~\$1,950~~]
25 **\$2,925** for each sworn officer actually employed on a full-time basis by the qualifying
26 municipality, as determined by the Executive Director.

27 (K) IN ADDITION TO THE PAYMENTS MADE UNDER SUBSECTION (F) OF THIS
28 SECTION, THE STATE SHALL PAY TO BALTIMORE CITY A GRANT OF **\$8,000,000**.

29 4-507.

30 (b) (1) THIS SUBSECTION DOES NOT APPLY TO THE AMOUNT
31 DETERMINED FOR BALTIMORE CITY UNDER § 4-506(K) OF THIS SUBTITLE.

1 **(2)** For each fiscal year, the amount determined under § 4-506 of this
2 subtitle for each county or Baltimore City shall be reduced by the sum of the crime
3 assessment and the wealth assessment for the county or Baltimore City.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
5 1, 2022.