

# SENATE BILL 751

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By: **Senator Simonaire**

Introduced and read first time: February 7, 2022

Assigned to: Finance

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## A BILL ENTITLED

AN ACT concerning

### **First Responders and Emergency Responders – Definition – 9–1–1 Dispatchers Included**

FOR the purpose of including employees who receive and process requests for emergency services, and dispatch certain services to the scene of an emergency within the definitions of “first responder” and “emergency responder” in certain provisions of law; and generally relating to 9–1–1 dispatchers, first responders, and emergency responders.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 22–909(a)  
Annotated Code of Maryland  
(2016 Volume and 2021 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 22–909(b)(2)  
Annotated Code of Maryland  
(2016 Volume and 2021 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 3–203(c)  
Annotated Code of Maryland  
(2021 Replacement Volume and 2021 Supplement)

BY repealing and reenacting, without amendments,  
Article – Education  
Section 7–1501(a)  
Annotated Code of Maryland

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(2018 Replacement Volume and 2021 Supplement)

BY adding to

Article – Education

Section 7–1501(f)

Annotated Code of Maryland

(2018 Replacement Volume and 2021 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 7–1501(f) through (m)

Annotated Code of Maryland

(2018 Replacement Volume and 2021 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 18–213.2(a)(7)

Annotated Code of Maryland

(2019 Replacement Volume and 2021 Supplement)

BY repealing and reenacting, with amendments,

Article – Human Services

Section 7–708

Annotated Code of Maryland

(2019 Replacement Volume and 2021 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 14–801(d)

Annotated Code of Maryland

(2018 Replacement Volume and 2021 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 8–656

Annotated Code of Maryland

(2020 Replacement Volume and 2021 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 21–104.5(a)

Annotated Code of Maryland

(2020 Replacement Volume and 2021 Supplement)

(As enacted by Chapter 351 of the Acts of the General Assembly of 2021)

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

**Article – Alcoholic Beverages**

22–909.

(a) There is:

(1) a 6–day Class C–3 (country club, social organization, topiary garden, or yacht or boat club) beer, wine, and liquor license; and

(2) a 7–day Class C–3 (country club, social organization, topiary garden, or yacht or boat club) beer, wine, and liquor license.

(b) The Board may issue the 6–day license or the 7–day license for use by:

(2) a social organization that:

(i) may be operated for profit or not for profit;

(ii) has at least 100 members paying dues of at least \$200 per year per member;

(iii) has at least 51% of its membership consisting of:

1. active members of the armed forces of the United States;

2. veterans of the armed forces of the United States;

3. active or retired first responders, **AS DEFINED IN § 3–203 OF THE CRIMINAL LAW ARTICLE**; and

4. the spouses and children of the eligible members under items 1 through 3 of this item;

(iv) is secured by electronic means and is accessible only to members and their guests over the age of 21;

(v) requires each server of alcoholic beverages at the social organization to hold a certificate of completion from an approved alcohol awareness program as described in § 4–505 of this article;

(vi) has parking facilities to accommodate the vehicles of members and their guests;

(vii) is zoned for business or commercial use; and

(viii) maintains a list of all active members available for review by the Board of License Commissioners;

### **Article – Criminal Law**

3–203.

(c) (1) **(I)** In this subsection[, “physical”] **THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

**(II) “FIRST RESPONDER” INCLUDES AN EMPLOYEE OF A COUNTY PUBLIC SAFETY ANSWERING POINT, OR AN EMPLOYEE WORKING AT A COUNTY PUBLIC SAFETY ANSWERING POINT, WHOSE DUTIES AND RESPONSIBILITIES INCLUDE:**

**1. RECEIVING AND PROCESSING 9–1–1 REQUESTS FOR EMERGENCY SERVICES;**

**2. PERFORMING OTHER SUPPORT FUNCTIONS DIRECTLY RELATED TO 9–1–1 REQUESTS FOR EMERGENCY SERVICES; AND**

**3. DISPATCHING LAW ENFORCEMENT OFFICERS, FIRE RESCUE SERVICES, EMERGENCY MEDICAL SERVICES, AND OTHER PUBLIC SAFETY SERVICES TO THE SCENE OF AN EMERGENCY.**

**(III) “PHYSICAL injury”** means any impairment of physical condition, excluding minor injuries.

(2) A person may not intentionally cause physical injury to another if the person knows or has reason to know that the other is:

(i) a law enforcement officer engaged in the performance of the officer’s official duties;

(ii) a parole or probation agent engaged in the performance of the agent’s official duties; or

(iii) a firefighter, an emergency medical technician, a rescue squad member, or any other first responder engaged in providing emergency medical care or rescue services.

(3) A person who violates paragraph (2) of this subsection is guilty of the felony of assault in the second degree and on conviction is subject to imprisonment not exceeding 10 years or a fine not exceeding \$5,000 or both.

### **Article – Education**

7-1501.

(a) In this subtitle the following words have the meanings indicated.

**(F) “EMERGENCY RESPONDER” INCLUDES AN EMPLOYEE OF A COUNTY PUBLIC SAFETY ANSWERING POINT, OR AN EMPLOYEE WORKING AT A COUNTY PUBLIC SAFETY ANSWERING POINT, WHOSE DUTIES AND RESPONSIBILITIES INCLUDE:**

**(1) RECEIVING AND PROCESSING 9-1-1 REQUESTS FOR EMERGENCY SERVICES;**

**(2) PERFORMING OTHER SUPPORT FUNCTIONS DIRECTLY RELATED TO 9-1-1 REQUESTS FOR EMERGENCY SERVICES; AND**

**(3) DISPATCHING LAW ENFORCEMENT OFFICERS, FIRE RESCUE SERVICES, EMERGENCY MEDICAL SERVICES, AND OTHER PUBLIC SAFETY SERVICES TO THE SCENE OF AN EMERGENCY.**

**[(f)] (G)** “Fund” means the Safe Schools Fund.

**[(g)] (H)** “Local law enforcement agency” means:

(1) A police department of a county or municipal corporation in the State;  
or

(2) A sheriff’s office that provides a law enforcement function in a county or municipal corporation in the State.

**[(h)] (I)** “Safety evaluation” means a written assessment of the safety conditions in each public school, including ingress, egress, and access to areas of refuge for all students.

**[(i)] (J)** “School emergency plan” means a plan for each local school system and each public school within the school system that addresses mitigation of, preparedness for, response to, and recovery from emergencies, including:

(1) Violent or traumatic events on school grounds during regular school hours or during school-sponsored activities; and

(2) Events in the community that affect school operations.

**[(j)] (K)** “School resource officer” means:

(1) A law enforcement officer as defined under § 3–101(e) of the Public Safety Article who has been assigned to a school in accordance with a memorandum of understanding between the chief of a law enforcement agency as defined under § 3–101(b) of the Public Safety Article and the local education agency; or

(2) A Baltimore City school police officer, as defined in § 4–318 of this article.

**[(k)] (L)** “School security employee” means an individual, as defined in regulations adopted by the Subcabinet, who:

(1) Is not a school resource officer; and

(2) Is employed by a local school system to provide safety and security–related services at a public school.

**[(l)] (M)** “Subcabinet” means the School Safety Subcabinet.

**[(m)] (N)** “Wraparound services” means services provided to students, and their families as appropriate, including:

(1) Mentoring;

(2) Tutoring;

(3) Child care services;

(4) Housing referrals;

(5) Transportation;

(6) Crisis intervention;

(7) Substance abuse prevention and treatment;

(8) Legal aid;

(9) Academic counseling; and

(10) Career counseling.

### **Article – Health – General**

18–213.2.

(a) (7) “First responder” means a:

- (i) Firefighter;
- (ii) Emergency medical technician;
- (iii) Rescue squad member;
- (iv) Law enforcement officer;
- (v) Correctional officer; [or]
- (vi) Sworn member of the State Fire Marshal's office; OR

**(VII) AN EMPLOYEE OF A COUNTY PUBLIC SAFETY ANSWERING POINT, OR AN EMPLOYEE WORKING AT A COUNTY PUBLIC SAFETY ANSWERING POINT, WHOSE DUTIES AND RESPONSIBILITIES INCLUDE:**

**1. RECEIVING AND PROCESSING 9-1-1 REQUESTS FOR EMERGENCY SERVICES;**

**2. PERFORMING OTHER SUPPORT FUNCTIONS DIRECTLY RELATED TO 9-1-1 REQUESTS FOR EMERGENCY SERVICES; AND**

**3. DISPATCHING LAW ENFORCEMENT OFFICERS, FIRE RESCUE SERVICES, EMERGENCY MEDICAL SERVICES, AND OTHER PUBLIC SAFETY SERVICES TO THE SCENE OF AN EMERGENCY.**

### **Article – Human Services**

7-708.

Any organization or agency that requires a professional training program for the following individuals shall include a segment concerning the rights of individuals with disabilities who are accompanied by service animals:

(1) first responders[;], **INCLUDING EMPLOYEES OF A COUNTY PUBLIC SAFETY ANSWERING POINT, OR EMPLOYEES WORKING AT A COUNTY PUBLIC SAFETY ANSWERING POINT, WHOSE DUTIES AND RESPONSIBILITIES INCLUDE:**

**(I) RECEIVING AND PROCESSING 9-1-1 REQUESTS FOR EMERGENCY SERVICES;**

**(II) PERFORMING OTHER SUPPORT FUNCTIONS DIRECTLY RELATED TO 9-1-1 REQUESTS FOR EMERGENCY SERVICES; AND**

**(III) DISPATCHING LAW ENFORCEMENT OFFICERS, FIRE RESCUE SERVICES, EMERGENCY MEDICAL SERVICES, AND OTHER PUBLIC SAFETY SERVICES TO THE SCENE OF AN EMERGENCY; AND**

- (2) emergency shelter operators[; and
- (3) 9–1–1 operators].

**Article – Public Safety**

14–801.

(d) (1) “Emergency responder” means an individual who is sent or directed by a party jurisdiction in response to a request for assistance by another party jurisdiction.

(2) “Emergency responder” includes a:

(i) career or volunteer firefighter of a fire, rescue, or emergency medical services entity;

(ii) career or volunteer emergency medical services provider, as defined in § 13–516 of the Education Article, within this State;

(iii) career or volunteer rescue squad member of a fire, rescue, or emergency medical services entity;

(iv) county or municipal employee who is performing an emergency support function described in § 14–803(2)(b)(5)(i) of this subtitle; [and]

(v) law enforcement officer as defined in § 3–101 of this article; **AND**

**(VI) COUNTY PUBLIC SAFETY ANSWERING POINT EMPLOYEE, OR AN EMPLOYEE WORKING AT A COUNTY PUBLIC SAFETY ANSWERING POINT, WHOSE DUTIES AND RESPONSIBILITIES INCLUDE:**

**1. RECEIVING AND PROCESSING 9–1–1 REQUESTS FOR EMERGENCY SERVICES;**

**2. PERFORMING OTHER SUPPORT FUNCTIONS DIRECTLY RELATED TO 9–1–1 REQUESTS FOR EMERGENCY SERVICES; AND**

**3. DISPATCHING LAW ENFORCEMENT OFFICERS, FIRE RESCUE SERVICES, EMERGENCY MEDICAL SERVICES, AND OTHER PUBLIC SAFETY SERVICES TO THE SCENE OF AN EMERGENCY.**



**Article – Transportation**

8–656.

**(A) IN THIS SECTION, “EMERGENCY RESPONDER” INCLUDES AN EMPLOYEE OF A COUNTY PUBLIC SAFETY ANSWERING POINT, OR AN EMPLOYEE WORKING AT A COUNTY PUBLIC SAFETY ANSWERING POINT, WHOSE DUTIES AND RESPONSIBILITIES INCLUDE:**

**(1) RECEIVING AND PROCESSING 9–1–1 REQUESTS FOR EMERGENCY SERVICES;**

**(2) PERFORMING OTHER SUPPORT FUNCTIONS DIRECTLY RELATED TO 9–1–1 REQUESTS FOR EMERGENCY SERVICES; AND**

**(3) DISPATCHING LAW ENFORCEMENT OFFICERS, FIRE RESCUE SERVICES, EMERGENCY MEDICAL SERVICES, AND OTHER PUBLIC SAFETY SERVICES TO THE SCENE OF AN EMERGENCY.**

**(B)** The Department shall establish a process by which a member of the General Assembly, another elected official, or any member of the general public may request that the Department dedicate a bridge or another appropriate transportation structure under the jurisdiction of the Department to:

(1) A deceased member of the armed forces:

(i) Whose home of record was in the State; and

(ii) Whose surviving spouse, parent, or next of kin is a recipient of the U.S. Department of Defense Gold Star memorializing that the member was killed in action; or

(2) A firefighter, law enforcement officer, or another emergency responder who died in the line of duty.

21–104.5.

(a) (1) In this section the following words have the meanings indicated.

**(2) “FIRST RESPONDER” INCLUDES AN EMPLOYEE OF A COUNTY PUBLIC SAFETY ANSWERING POINT, OR AN EMPLOYEE WORKING AT A COUNTY PUBLIC SAFETY ANSWERING POINT, WHOSE DUTIES AND RESPONSIBILITIES INCLUDE:**

**(I) RECEIVING AND PROCESSING 9-1-1 REQUESTS FOR EMERGENCY SERVICES;**

**(II) PERFORMING OTHER SUPPORT FUNCTIONS DIRECTLY RELATED TO 9-1-1 REQUESTS FOR EMERGENCY SERVICES; AND**

**(III) DISPATCHING LAW ENFORCEMENT OFFICERS, FIRE RESCUE SERVICES, EMERGENCY MEDICAL SERVICES, AND OTHER PUBLIC SAFETY SERVICES TO THE SCENE OF AN EMERGENCY.**

**[(2)] (3)** “Personal delivery device” means a powered device that:

- (i) Is operated primarily on shoulders, sidewalks, and crosswalks;
- (ii) Is intended for the transport of property on public rights-of-way;
- (iii) Weighs not more than 550 pounds, excluding cargo; and
- (iv) Is capable of navigating with or without the active control or monitoring of an individual.

**[(3)] (4)** (i) “Personal delivery device operator” means an entity or its agent that exercises active or passive physical control or monitoring over the navigation system and operation of a personal delivery device.

(ii) “Personal delivery device operator” does not include a person that:

- 1. Requests or receives the services of a personal delivery device to transport property; or
- 2. Arranges for and dispatches a personal delivery device to provide service to another person.

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