

Chapter 743

(Senate Bill 330)

AN ACT concerning

**Public Safety – Law Enforcement – Body–Worn Cameras
(Body–Worn Camera Appropriation and Financing Act of 2023)**

FOR the purpose of requiring the Department of General Services, in coordination with the Department of Information Technology, to negotiate *certain* contracts ~~to acquire and maintain body-worn cameras, equipment, and technology at the request of a law enforcement agency~~ *with third parties for the acquisition or maintenance of body-worn cameras, equipment, or technology for certain law enforcement agencies*; requiring the ~~Maryland Police Training and Standards Commission~~ Department of Information Technology, in coordination with the Department of General Services ~~and the Department of Information Technology~~, to study the cost and feasibility of implementing a statewide uniform storage and access system for the body-worn camera data of all law enforcement agencies; and generally relating to law enforcement agencies and body-worn cameras.

BY repealing and reenacting, without amendments,
 Article – Public Safety
 Section 3–101(a) and (e) and 3–201(a) and (d)
 Annotated Code of Maryland
 (2022 Replacement Volume)

BY adding to
 Article – Public Safety
 Section 3–511.1
 Annotated Code of Maryland
 (2022 Replacement Volume)

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

Article – Public Safety

3–101.

- (a) In this title the following words have the meanings indicated.
- (e) “Law enforcement agency” has the meaning stated in § 3–201 of this title.

3–201.

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

(d) (1) “Law enforcement agency” means a governmental police force, sheriff’s office, or security force or law enforcement organization of the State, a county, or a municipal corporation that by statute, ordinance, or common law is authorized to enforce the general criminal laws of the State.

(2) “Law enforcement agency” does not include members of the Maryland National Guard who:

(i) are under the control and jurisdiction of the Military Department;

(ii) are assigned to the military property designated as the Martin State Airport; and

(iii) are charged with exercising police powers in and for the Martin State Airport.

3-511.1.

(A) (1) ~~AT THE REQUEST OF A LAW ENFORCEMENT AGENCY, THE~~ **THE DEPARTMENT OF GENERAL SERVICES, IN COORDINATION WITH THE DEPARTMENT OF INFORMATION TECHNOLOGY, SHALL NEGOTIATE CONTRACTS TO ACQUIRE AND MAINTAIN BODY-WORN CAMERAS, EQUIPMENT, AND TECHNOLOGY FOR THE LAW ENFORCEMENT AGENCY, AT THE REQUEST OF ONE OR MORE LAW ENFORCEMENT AGENCIES, WITH THIRD PARTIES FOR THE ACQUISITION OR MAINTENANCE OF BODY-WORN CAMERAS, EQUIPMENT, OR TECHNOLOGY FOR LAW ENFORCEMENT AGENCIES.**

(2) THE CONTRACTS NEGOTIATED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY INCLUDE CONTRACTS FOR ANY RELATED EQUIPMENT OR TECHNOLOGY DETERMINED TO BE NECESSARY FOR THE EFFECTIVE USE OF BODY-WORN CAMERAS.

(3) **THE DEPARTMENT OF GENERAL SERVICES SHALL NOTIFY ALL LAW ENFORCEMENT AGENCIES OF THE CONTRACTS THAT ARE BEING NEGOTIATED UNDER PARAGRAPH (1) OF THIS SUBSECTION BY POSTING THE CONTRACTS ON MARYLAND MARKETPLACE ADVANTAGE.**

(B) THE CONTRACTS NEGOTIATED UNDER SUBSECTION (A) OF THIS SECTION SHALL PRIORITIZE:

(1) EQUIPMENT AND TECHNOLOGY THAT COMPLIES WITH THE POLICIES DEVELOPED BY THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION UNDER § 3-511 OF THIS SUBTITLE;

(2) EQUIPMENT AND TECHNOLOGY THAT CONFORM TO INDUSTRY STANDARDS AND BEST PRACTICES;

(3) CYBERSECURITY AND DATA PRIVACY;

(4) COMPATIBILITY WITH DIFFERENT EQUIPMENT AND TECHNOLOGY;

(5) CAPABILITIES TO EFFECTIVELY VIEW, EDIT, REDACT, AND TRANSFER DATA FROM BODY-WORN CAMERAS; AND

(6) COST EFFECTIVENESS.

(C) FOR ANY CONTRACT NEGOTIATED UNDER SUBSECTION (A) OF THIS SECTION, THE RIGHT OF A LAW ENFORCEMENT AGENCY TO RECEIVE SERVICES FROM AN ENTITY RELATED TO VIEWING, EDITING, REDACTING, OR TRANSFERRING DATA FROM BODY-WORN CAMERAS MAY NOT BE RESTRICTED IN ANY MANNER.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) ~~The Maryland Police Training and Standards Commission~~ Department of Information Technology, in coordination with the Department of General Services ~~and the Department of Information Technology~~, shall study the cost and feasibility of implementing a statewide uniform storage and access system for the body-worn camera data of all law enforcement agencies, as defined in § 3-201 of the Public Safety Article.

(b) The study shall include an analysis of:

(1) the best practices for the storage of body-worn camera data; and

(2) alternatives to a statewide uniform storage and access system for body-worn camera data.

(c) On or before December 1, 2023, ~~the Maryland Police Training and Standards Commission~~ Department of Information Technology shall report the findings of the study to the Senate Budget and Taxation Committee and the House Appropriations Committee, in accordance with § 2-1257 of the State Government Article.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or

application to any contract related to body-worn cameras negotiated before the effective date of this Act.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2023.

Approved by the Governor, May 16, 2023.