

Department of Legislative Services  
Maryland General Assembly  
2023 Session

FISCAL AND POLICY NOTE  
Third Reader

Senate Bill 592

(Senator Smith)

Judicial Proceedings

Judiciary

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Surplus Military Equipment Reporting - Extension

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This bill reinstates the provisions of Chapter 321 of 2019, which terminated September 30, 2022. Specifically, the bill requires the Department of State Police (DSP), by February 1 each year, to report to the Governor and the General Assembly on the acquisition of equipment by law enforcement agencies through “surplus programs” within the preceding calendar year. DSP must include in a prominent location on its public website a link to the Defense Logistics Agency’s report listing excess Department of Defense (DOD) property transfers to law enforcement agencies through the Law Enforcement Support Office.

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Fiscal Summary

**State Effect:** DSP can post and report the required information with existing resources. Revenues are not affected.

**Local Effect:** None.

**Small Business Effect:** None.

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Analysis

**Bill Summary:** “Surplus program” means a program operated by the federal government for the transfer of surplus military equipment to a law enforcement agency.

**Current Law:** There are no statutory provisions governing the reporting of information relating to the acquisition of equipment by law enforcement agencies through “surplus programs.” The requirement established by Chapter 321 terminated September 30, 2022.

**Additional Comments:** State and local law enforcement agencies can obtain excess federal property at little or no cost through the 1033 Program, the 1122 Program, and the Surplus Property Donation Program. The programs allow for the transfer of surplus DOD property and DOD property that might otherwise be destroyed, including vehicles (land, air, and sea), weapons, computer equipment, fingerprint equipment, night-vision equipment, radios and televisions, first-aid equipment, tents and sleeping bags, and photographic equipment.

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### **Additional Information**

**Prior Introductions:** Similar legislation has not been introduced within the last three years.

**Designated Cross File:** None.

**Information Source(s):** Department of State Police; Department of Legislative Services

**Fiscal Note History:** First Reader - February 26, 2023  
km/lgc Third Reader - March 20, 2023

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