

Department of Legislative Services
Maryland General Assembly
2023 Session

FISCAL AND POLICY NOTE
First Reader

House Bill 117
Judiciary

(Delegate S. Johnson)

Certification of Police Officers - Physical Agility Assessment - Exemption

This bill establishes an exemption to the required physical agility assessment for certification and recertification as a police officer in Maryland if the individual (1) was a police officer, or the equivalent of a police officer in another state, before January 1, 2012, and (2) at the time of application for certification, has a cumulative total of at least 20 years of service as a police officer, or the equivalent of a police officer in another state.

Fiscal Summary

State Effect: The Maryland Police Training and Standards Commission (MPTSC) and State law enforcement agencies can handle the bill's changes with existing budgeted resources. Revenues are not affected.

Local Effect: Local law enforcement agencies can handle the bill's changes with existing resources. Local revenues are not affected.

Small Business Effect: None.

Analysis

Current Law: MPTSC operates approved police training schools and prescribes standards for and certifies schools that offer police and security training. In consultation and cooperation with various entities, it also sets minimum qualifications for instructors and certifies qualified instructors for approved training schools. Training for the certification of law enforcement officers in the State may be conducted at MPTSC facilities or at any police training academy in the State certified by MPTSC.

In order for MPTSC to certify a person as a police officer, the person must:

- meet commission standards;
- submit to a mental health screening by a licensed mental health professional;
- submit to a physical agility assessment as determined by MPTSC;
- submit to a criminal history records check, as specified; and
- be a U.S. citizen or be a permanent legal resident of the United States and an honorably discharged veteran of the U.S. Armed Forces, provided that the individual has applied to obtain U.S. citizenship and the application is still pending approval.

MPTSC must terminate the commission of a police officer who fails to obtain U.S. citizenship as required.

As a condition of certification, a police officer must submit to a mental health assessment every two years and an annual physical agility assessment to establish continuing fitness to carry out the officer's assigned duties as a police officer.

Additional Information

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

Designated Cross File: None.

Information Source(s): Frederick and Somerset counties; City of College Park; Alcohol and Tobacco Commission; Comptroller's Office; Baltimore City Community College; University System of Maryland; Department of General Services; Department of Natural Resources; Department of Public Safety and Correctional Services; Department of State Police; Maryland Department of Transportation; Department of Legislative Services

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km/lgc

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