

SB201 GOCPP Amendments.pdf

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By: Leave Blank (By Request – Departmental – Office of Crime Prevention and Policy)

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Justice and Public Safety Reporting Requirements – Alterations**

3 FOR the purpose of altering the information required to be provided by local law
4 enforcement agencies and collected, analyzed, and reported by the Governor’s Office
5 of Crime Prevention and Policy under a certain provision of law; altering the annual
6 due dates for certain reports required to be submitted by the Office; repealing a
7 certain periodic reporting requirement for the Maryland Statistical Analysis Center
8 in the Governor’s Office of Crime Prevention and Policy; altering a certain
9 requirement that a certain panel of criminal justice system stakeholders be convened
10 for a certain purpose at a certain time; and generally relating to criminal justice and
11 public safety reporting requirements.

12 BY repealing and reenacting, with amendments,
13 Article – Public Safety
14 Section 3–507, 4–107, 4–401(d), and 4–1601(d)
15 Annotated Code of Maryland
16 (2022 Replacement Volume and 2024 Supplement)

17 BY repealing and reenacting, with amendments,
18 Article – Criminal Procedure
19 Section 10–219, 11–928(f), and 17–105

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



1 Annotated Code of Maryland
2 (2018 Replacement Volume and 2024 Supplement)

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

5 **Article – Public Safety**

6 ~~3-507.~~

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

8 ~~(2) “Death in the line of duty” means the death of a law enforcement officer~~
9 ~~occurring while the officer is acting in the officer’s official capacity while on duty or while~~
10 ~~the officer is off duty, but performing activities that are within the scope of the officer’s~~
11 ~~official duties.~~

12 ~~(3) “Law enforcement agency” has the meaning stated in § 2-101 of this~~
13 ~~article.~~

14 ~~(4) (i) “Law enforcement officer” has the meaning stated in § 1-101 of~~
15 ~~this article.~~

16 ~~(ii) “Law enforcement officer” includes a private security officer~~
17 ~~performing duties as part of a contract with a law enforcement agency.~~

18 ~~[(5) “Officer involved death” means the death of an individual resulting~~
19 ~~directly from an act or omission of a law enforcement officer while the officer is on duty or~~
20 ~~while the officer is off duty, but performing activities that are within the scope of the~~
21 ~~officer’s official duties.]~~

22 ~~(b) Every year, on or before March 1, 2016, and March 1 of each subsequent year,~~
23 ~~each local law enforcement agency shall provide the Governor’s Office of Crime Prevention~~
24 ~~and Policy with information, for the previous calendar year, about each [officer involved~~
25 ~~death and] death in the line of duty that involved a law enforcement officer employed by~~
26 ~~the agency, to include at a minimum:~~

27 ~~(1) [the age, gender, ethnicity, and race of a deceased individual;~~

1 ~~(2) the age, gender, ethnicity, and race of the officer [involved] WHO DIED~~
2 ~~IN THE LINE OF DUTY;~~

3 ~~[(3) (2) a brief description of the circumstances surrounding the death,~~

4 ~~[(4) (3) the date, time, and location of the death, and~~

5 ~~[(5) (4) the law enforcement agency of the officer who[:~~

6 ~~(i) died, if the incident involved an officer who died in the line of~~
7 ~~duty; or~~

8 ~~(ii) detained, arrested, or was in the process of arresting the~~
9 ~~deceased, if the incident involved an officer involved death] DIED IN THE LINE OF DUTY.~~

10 ~~(c) The Governor's Office of Crime Prevention and Policy shall adopt procedures~~
11 ~~for the collection and analysis of the information described in subsection (b) of this section.~~

12 ~~(d) The Governor's Office of Crime Prevention and Policy shall analyze and~~
13 ~~disseminate the information provided under subsection (b) of this section.~~

14 ~~(e) The Governor's Office of Crime Prevention and Policy shall make an annual~~
15 ~~report on the incidence of [officer involved deaths and] deaths in the line of duty in the~~
16 ~~State to the General Assembly, in accordance with § 2-1257 of the State Government~~
17 ~~Article, on or before June 30 of each year.~~

18 4-107.

19 On or before [September] **OCTOBER** 1 of each year, the Executive Director shall
20 report to the Governor and, subject to § 2-1257 of the State Government Article, to the
21 General Assembly on:

22 (1) the distribution of money under this subtitle; and

23 (2) the ratio of protective body armor to police officers in each local
24 jurisdiction of the State that applied for money from the Fund.

1 4-401.

2 (d) The Executive Director of the Governor's Office of Crime Prevention and
3 Policy shall:

4 (1) administer the Fund;

5 (2) establish and publish procedures for the distribution of funding to law
6 enforcement agencies;

7 (3) ensure each jurisdiction in the State that has a forensic laboratory is
8 able to access the Fund;

9 (4) consider the number of sexual assault incidents that were investigated
10 by a law enforcement agency in the prior fiscal year when distributing funding; and

11 (5) submit a report with information on the distribution of funding to the
12 General Assembly, in accordance with § 2-1257 of the State Government Article, before
13 [September] **OCTOBER** 1 each year.

14 4-1601.

15 (d) The Executive Director of the Governor's Office of Crime Prevention and
16 Policy shall:

17 (1) administer the Fund;

18 (2) establish and publish procedures for the distribution of grants to
19 nonprofit organizations, including faith-based organizations;

20 (3) set aside a minimum of \$1,000,000 each year for grants to faith-based
21 organizations to increase security measures against faith-based hate crimes, with priority
22 given to applicants that can demonstrate a high prevalence of hate crimes against members
23 of and institutions representing the applicant's faith; and

24 (4) submit to the General Assembly, in accordance with § 2-1257 of the
25 State Government Article, a report on the distribution of funding before [September]
26 **OCTOBER** 1 each year.

1 **Article – Criminal Procedure**

2 10–219.

3 (a) Except in accordance with applicable federal law and regulations, a criminal
4 justice unit and the Central Repository may not disseminate criminal history record
5 information.

6 (b) (1) The Central Repository shall disseminate on a monthly basis
7 information concerning a child charged as an adult to the Maryland [Justice]
8 **STATISTICAL** Analysis Center [of the Institute of Criminal Justice and Criminology of the
9 University of Maryland] **IN THE GOVERNOR’S OFFICE OF CRIME PREVENTION AND**
10 **POLICY.**

11 (2) In addition to any reportable event, as defined in § 10–215 of this
12 subtitle, the Central Repository shall include in its dissemination of information to the
13 Maryland [Justice] **STATISTICAL** Analysis Center the age, race, and gender of the child.

14 (3) The Central Repository may disseminate to the Maryland [Justice]
15 **STATISTICAL** Analysis Center unique identifiers relating to the child, including the name
16 of the child, fingerprint identification numbers, and record or file numbers.

17 (4) The information disseminated to the Maryland [Justice] **STATISTICAL**
18 Analysis Center in accordance with this subsection shall be used only for the purposes of
19 research, evaluation, and statistical analysis.

20 (5) Except as otherwise required under State law, the Maryland [Justice]
21 **STATISTICAL** Analysis Center may not disseminate criminal history record information
22 received from the Central Repository.

23 [(6) By June 30 and December 31 of each year, the Maryland Justice
24 Analysis Center shall report to the Governor, and, subject to § 2–1257 of the State
25 Government Article, the General Assembly, on the results of its research, evaluation, and
26 statistical analysis.]

27 11–928.

1 (f) On or before [June] **OCTOBER** 1 each year, the Governor’s Office of Crime
2 Prevention and Policy shall submit an annual report, in accordance with § 2–1257 of the
3 State Government Article, on child advocacy centers to the General Assembly.

4 ~~17-105.~~

5 ~~(a) On or before [June 1 annually] **DECEMBER 31 OF EVERY**~~
6 ~~**EVEN-NUMBERED YEAR**, the Governor’s Office of Crime Prevention and Policy shall~~
7 ~~submit a publicly available report to the Governor and, in accordance with § 2-1257 of the~~
8 ~~State Government Article, the General Assembly, that shall include, for the preceding~~
9 ~~calendar year:~~

10 (1) ~~the number of requests for FGGS made, broken down by number of~~
11 ~~requests made by prosecutors, pretrial defendants, and postconviction defendants;~~

12 (2) ~~the number of times FGGS was granted and the basis of each grant or~~
13 ~~denial;~~

14 (3) ~~the number of putative perpetrators identified through FGGS;~~

15 (4) ~~the number of covert collections of reference samples from putative~~
16 ~~perpetrators, a description of the methods used during the covert collection, the time period~~
17 ~~needed to perform the covert collection, any complaints from individuals subject to~~
18 ~~surveillance during the covert collections, and any complaints or suggestions from judges~~
19 ~~supervising the covert collections;~~

20 (5) ~~an evaluation of the “pursued reasonable investigative leads”~~
21 ~~requirement in accordance with § 17-102(b)(4) of this title, including scientific, public, and~~
22 ~~nonforensic;~~

23 (6) ~~the costs of the FGGS procedures;~~

24 (7) ~~the race and age of those identified as putative perpetrators;~~

25 (8) ~~the number of times a third party reference sample was requested and~~
26 ~~collected, and the race and age of the third parties;~~

1 ~~(9) the number of requests made by defendants and postconviction lawyers;~~
2 ~~and~~

3 ~~(10) the outcome of each authorized search, including whether the search~~
4 ~~resulted in an arrest or a conviction for the target offense.~~

5 ~~(b) [A panel comprising] AT THE DISCRETION OF THE GOVERNOR'S OFFICE~~
6 ~~OF CRIME PREVENTION AND POLICY OR ON REQUEST OF THE GOVERNOR OR THE~~
7 ~~GENERAL ASSEMBLY, THE GOVERNOR'S OFFICE OF CRIME PREVENTION AND~~
8 ~~POLICY SHALL CONVENE A PANEL OF CRIMINAL JUSTICE SYSTEM STAKEHOLDERS,~~
9 ~~WHICH MAY INCLUDE judges, prosecutors, defense attorneys, public defenders, law~~
10 ~~enforcement officials, crime laboratory directors, bioethicists, racial justice experts,~~
11 ~~criminal justice researchers, civil and privacy rights organizations, and organizations~~
12 ~~representing families impacted by the criminal justice system, [shall be convened] to~~
13 ~~review [the annual report each year] FGGS DATA and make policy recommendations TO~~
14 ~~BE INCLUDED IN THE FOLLOWING YEAR'S FGGS REPORT.~~

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2025.

SB201 GOCPP Written Testimony.pdf

Uploaded by: Bethany Young

Position: FWA

WES MOORE
Governor

ARUNA MILLER
Lieutenant Governor



DOROTHY LENNIG
Executive Director

TESTIMONY IN SUPPORT, WITH AMENDMENTS, OF SENATE BILL 201

January 14, 2025

Bethany Young, Director of Policy and Legislation

The Governor's Office of Crime Prevention and Policy (GOCPP) advises the Governor on criminal justice strategies, coordinates across public safety agencies, and allocates resources statewide to support public safety. GOCPP publishes annual or semiannual reports on its grant activities and data collected from State and local criminal justice agencies about their activities. **With the attached amendments, Senate Bill 201 extends annual report deadlines for four GOCPP-administered grants, giving GOCPP more time to receive and synthesize grantee data and streamlines reporting on youth charged as adults by eliminating overlap.**

First, SB201 extends the deadlines for the following grants from September 1 to October 1: Body Armor Grant Program, Rape Kit Testing Grant Program, Protecting Against Hate Crimes Grant Program, and Child Advocacy Centers Annual Report.

GOCPP must publish annual reports on its funding activities under each of the several dozen grants it administers. Many reports describe grantmaking activities and grantee performance. GOCPP collects performance data from grantees each quarter. Grantees are required to submit this information by July 15, 15 days after the end of the State fiscal fourth quarter. However, because many grantees request extensions to submit the required information, our office cannot extract the information for legislative reports until August 15. This timing leaves GOCPP little time to synthesize fourth-quarter data for reports with September 1 deadlines.

Second, SB201 eliminates a semiannual report on juveniles charged as adults required by section 10-219 of the Criminal Procedure Article because it duplicates an annual report on juveniles charged, convicted, and sentenced as adults established by section 3-503 of the Public Safety Article.

SB201, as currently drafted, also repeals part of the State-required report on deaths involving law enforcement officers because the Office of the Attorney General reports on officer-involved deaths of civilians, and GOCPP compiles similar information to meet federal requirements under the Deaths in Custody Reporting Act. It leaves in place reporting on line-of-duty deaths of officers. *The attached amendments strike this change.*

Last, SB201, as currently drafted, would change the annual requirement to collect and publish data on forensic genetic genealogical DNA analysis and search (FGGS) to a biannual requirement. This bill would also change the annual stakeholder meeting to review the report and make policy recommendations to a single meeting with additional meetings at the Governor's or General Assembly's request. Counties report infrequent use of FGGS. *The attached amendment strikes this change.*

GOCPP requests a favorable report on Senate Bill 201 with the amendments attached to this testimony.