

SENATE BILL 929

E4

(0lr3412)

ENROLLED BILL

— Judicial Proceedings and Budget and Taxation/Judiciary —

Introduced by ~~Senators Hayes and Smith~~, Smith, Washington, and Carter

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Public Safety – Baltimore City – P.R.O.T.E.C.T.**
3 **(Public Resources Organizing to End Crime Together) Program**

4 FOR the purpose of authorizing certain employees of ~~the Department of State Police~~ certain
5 State law enforcement agencies to enforce certain motor vehicle laws within
6 Baltimore City under a certain memorandum of understanding; altering the
7 authority granted to certain police employees to act within the limits of Baltimore
8 City; establishing the P.R.O.T.E.C.T. (Public Resources Organizing to End Crime
9 Together) Program for a certain purpose; requiring the Department of State Police,
10 the Division of Parole and Probation, and the Department of Juvenile Services to
11 establish and operate a warrant apprehension task force partnership; requiring the
12 Baltimore Police Department, the Department of Juvenile Services, and the Division
13 of Parole and Probation to establish and operate certain district officer supervision
14 teams; ~~requiring the Department of State Police to extend its jurisdiction for traffic~~
15 ~~control and accident investigations into certain highways and streets in Baltimore~~

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



~~City, as specified by the Baltimore Police Commissioner in consultation with the~~
~~Secretary of State Police~~ authorizing the State and Baltimore City to enter into a
 certain memorandum of understanding to give certain State law enforcement
 agencies concurrent jurisdiction with Baltimore City in a certain area of Baltimore
 City; requiring a certain memorandum of understanding to be reviewed annually
 and submitted to certain committees of the General Assembly; requiring that ~~the~~
~~Baltimore City Juvenile Booking facility~~ and the Baltimore Detention Center
 Pretrial Complex be staffed by ~~the Department of Juvenile Services~~ and the
 Department of Public Safety and Correctional Services, ~~respectively~~; prohibiting
 Baltimore Police Department sworn officers from being used to staff ~~the Baltimore~~
~~City Juvenile Booking facility~~ or the Baltimore Detention Center Pretrial Complex;
 requiring ~~the Department of State Police~~ certain State law enforcement agencies,
 the Baltimore Police Department, the Department of Juvenile Services, and the
 Department of Public Safety and Correctional Services to make certain efforts to
 fully implement this Act at a certain time; authorizing ~~the Department of State~~
~~Police~~ certain State law enforcement agencies, the Baltimore Police Department, the
 Department of Juvenile Services, and the Department of Public Safety and
 Correctional Services to adopt certain regulations; requiring the Governor's Office of
 Crime ~~Control and Prevention, Youth, and Victim Services~~ and ~~the Department of~~
~~State Police~~ to select certain high-crime micro-zones within the State and create
 certain coordinator positions; providing for the requirements and duties of a certain
 coordinator; mandating that the Governor include certain appropriations in the
 annual budget bill each year; requiring the Department of State Police, Baltimore
 City, the Department of Juvenile Services, the Department of Public Safety and
 Correctional Services, and the Governor's Office of Crime ~~Control and Prevention,~~
~~Youth, and Victim Services~~ to report to the Governor and General Assembly on a
 certain matter at a certain time; requiring the Department of Juvenile Services and
the Baltimore Police Department to submit a certain annual report to certain
committees of the General Assembly on or before a certain date; and generally
 relating to public safety.

31 BY repealing and reenacting, with amendments,
 32 Article – Public Safety
 33 Section 2–412(c)
 34 Annotated Code of Maryland
 35 (2018 Replacement Volume and 2019 Supplement)

36 BY adding to
 37 Article – Public Safety
 38 Section 4–1501 through 4–1504 to be under the new subtitle “Subtitle 15.
 39 P.R.O.T.E.C.T. (Public Resources Organizing to End Crime Together)
 40 Program”
 41 Annotated Code of Maryland
 42 (2018 Replacement Volume and 2019 Supplement)

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

1 **Article – Public Safety**

2 2–412.

3 (c) Police employees may not act within the limits of a municipal corporation that
4 maintains a police force except:

5 (1) when in pursuit of a criminal or suspect;

6 (2) when in search of a criminal or suspect wanted for a crime committed
7 outside of the limits of the municipal corporation or when interviewing or seeking to
8 interview a witness or supposed witness to the crime;

9 (3) when a crime is committed in the presence of the police employee, and
10 the arrested party must be immediately transferred to the custody of the local law
11 enforcement agency;

12 (4) when requested to act by the chief executive officer or chief police officer
13 of the municipal corporation;

14 (5) when ordered by the Governor to act within the municipal corporation;

15 (6) when enforcing the motor vehicle laws of the State, except in Baltimore
16 City ~~IF ACTING IN ACCORDANCE WITH A MEMORANDUM OF UNDERSTANDING~~
17 ~~DESCRIBED IN § 4-1501(E) OF THIS ARTICLE;~~

18 (7) *in Baltimore City, only when enforcing Title 23 of the Transportation*
19 *Article OR IF ACTING IN ACCORDANCE WITH A MEMORANDUM OF UNDERSTANDING*
20 *DESCRIBED IN § 4-1501 OF THIS ARTICLE;*

21 ~~(7) in Baltimore City, only when enforcing Title 23 of the Transportation~~
22 ~~Article];~~

23 ~~[(8)] (7)~~ in any building or place when ordered by either the President of
24 the Senate or the Speaker of the House of Delegates to guard the safety of legislators or the
25 integrity of the legislative process;

26 ~~[(9)] (8)~~ to protect the safety of an elected State official;

27 ~~[(10)] (9)~~ in the municipal corporations of Somerset County;

28 ~~[(11)] (10)~~ when conducting investigations relating to or otherwise
29 enforcing §§ 3–324, 3–804, 3–805, 3–902, 3–1102, 3–1103, 7–302, 11–207, 11–208, 11–303,
30 11–304, 11–305, 11–306, and 11–307 of the Criminal Law Article;

1 ~~[(12)]~~ ~~(11)~~ (i) 1. When participating in a joint investigation with
 2 officials from another State, federal, or local law enforcement agency at least one of which
 3 has local jurisdiction;

4 2. when rendering assistance to a police officer;

5 3. when acting at the request of a local police officer; or

6 4. when an emergency exists; and

7 (ii) when acting in accordance with regulations adopted by the
 8 Secretary to implement this item; or

9 ~~[(13)]~~ ~~(12)~~ when conducting an investigation under § 9-602.1 of the
 10 Correctional Services Article.

11 **SUBTITLE 15. P.R.O.T.E.C.T. (PUBLIC RESOURCES ORGANIZING TO END CRIME**
 12 **TOGETHER) PROGRAM.**

13 **4-1501.**

14 (A) **THE P.R.O.T.E.C.T. (PUBLIC RESOURCES ORGANIZING TO END**
 15 **CRIME TOGETHER) PROGRAM IS ESTABLISHED TO MAXIMIZE THE USE OF STATE,**
 16 **LOCAL, AND COMMUNITY RESOURCES TO COMBAT NEIGHBORHOOD DECLINE IN THE**
 17 **CITY OF BALTIMORE AND THROUGHOUT THE STATE, SUPPORT COMPREHENSIVE**
 18 **STRATEGIES TO REDUCE CRIME AND FEAR IN THOSE COMMUNITIES, AND ENSURE**
 19 **THAT BALTIMORE POLICE DEPARTMENT SWORN OFFICERS ARE UTILIZED IN**
 20 **DIRECT PUBLIC SAFETY ROLES.**

21 (B) IN THIS SUBTITLE, "STATE LAW ENFORCEMENT AGENCIES" INCLUDES:

22 (1) THE MARYLAND STATE POLICE;

23 (2) THE MARYLAND TRANSPORTATION AUTHORITY POLICE;

24 (3) THE MARYLAND DEPARTMENT OF GENERAL SERVICES POLICE;

25 AND

26 (4) THE MARYLAND CAPITOL POLICE.

27 ~~(B)~~ (C) **THE DEPARTMENT OF STATE POLICE, THE DIVISION OF PAROLE**
 28 **AND PROBATION WITHIN THE DEPARTMENT OF PUBLIC SAFETY AND**
 29 **CORRECTIONAL SERVICES, AND THE DEPARTMENT OF JUVENILE SERVICES SHALL**
 30 **ESTABLISH AND OPERATE A WARRANT APPREHENSION TASK FORCE PARTNERSHIP.**

1 ~~(C)~~ (D) THE BALTIMORE POLICE DEPARTMENT, THE DEPARTMENT OF
2 JUVENILE SERVICES, AND THE DIVISION OF PAROLE AND PROBATION SHALL
3 ESTABLISH AND OPERATE COLLABORATIVE DISTRICT OFFICER SUPERVISION TEAMS
4 THAT PROVIDE INTENSIVE SUPERVISION, INCLUDING INCREASED HOME VISITS, OF
5 ADULT AND JUVENILE VIOLENT OFFENDERS.

6 ~~(D)~~ (E) ~~THE DEPARTMENT OF STATE POLICE SHALL EXTEND ITS~~
7 ~~JURISDICTION FOR TRAFFIC PATROL AND ACCIDENT INVESTIGATIONS INTO~~
8 ~~HIGHWAYS AND STREETS THAT SERVE AS SIGNIFICANT ENTRY AND EXIT CORRIDORS~~
9 ~~TO BALTIMORE CITY, AS SPECIFIED BY THE BALTIMORE POLICE COMMISSIONER IN~~
10 ~~CONSULTATION WITH THE SECRETARY OF STATE POLICE~~

11 (1) THE STATE AND BALTIMORE CITY MAY ENTER INTO A
12 MEMORANDUM OF UNDERSTANDING TO GIVE STATE LAW ENFORCEMENT AGENCIES
13 AND THE BALTIMORE POLICE DEPARTMENT CONCURRENT JURISDICTION OVER
14 I-83 AND I-295 IN BALTIMORE CITY.

15 (2) A MEMORANDUM OF UNDERSTANDING ENTERED INTO UNDER
16 THIS SUBSECTION SHALL BE REVIEWED ANNUALLY AND SUBMITTED, IN
17 ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, TO THE
18 HOUSE JUDICIARY COMMITTEE, THE SENATE JUDICIAL PROCEEDINGS
19 COMMITTEE, THE SENATE BUDGET AND TAXATION COMMITTEE, AND THE HOUSE
20 APPROPRIATIONS COMMITTEE BY DECEMBER 31, 2020, AND EACH DECEMBER 31
21 THEREAFTER.

22 ~~(E)~~ (F) (1) ~~THE BALTIMORE CITY JUVENILE BOOKING FACILITY AND~~
23 ~~THE BALTIMORE DETENTION CENTER PRETRIAL COMPLEX SHALL BE STAFFED BY~~
24 ~~THE DEPARTMENT OF JUVENILE SERVICES AND THE DEPARTMENT OF PUBLIC~~
25 ~~SAFETY AND CORRECTIONAL SERVICES, RESPECTIVELY.~~

26 (2) BALTIMORE POLICE DEPARTMENT SWORN OFFICERS MAY NOT
27 BE USED TO STAFF ~~THE BALTIMORE CITY JUVENILE BOOKING FACILITY OR THE~~
28 BALTIMORE DETENTION CENTER PRETRIAL COMPLEX.

29 ~~(F)~~ (G) ~~THE DEPARTMENT OF STATE POLICE~~ STATE LAW ENFORCEMENT
30 AGENCIES, THE BALTIMORE POLICE DEPARTMENT, THE DEPARTMENT OF
31 JUVENILE SERVICES, AND THE DEPARTMENT OF PUBLIC SAFETY AND
32 CORRECTIONAL SERVICES:

33 (1) SHALL MAKE DILIGENT EFFORTS TO FULLY IMPLEMENT THE
34 REQUIREMENTS OF THIS SECTION AS QUICKLY AS POSSIBLE; AND

35 (2) MAY ADOPT REGULATIONS NECESSARY TO IMPLEMENT THE
36 REQUIREMENTS OF THIS SECTION.

1 4-1502.

2 (A) THE GOVERNOR'S OFFICE OF CRIME ~~CONTROL AND~~ PREVENTION,
3 YOUTH, AND VICTIM SERVICES ~~AND THE DEPARTMENT OF STATE POLICE~~ SHALL:

4 (1) SELECT 10 HIGH-CRIME MICRO-ZONES WITHIN THE STATE; AND

5 (2) CREATE, AS A CIVILIAN POSITION, AN "END THE VIOLENCE"
6 P.R.O.T.E.C.T. COORDINATOR POSITION FOR EACH HIGH-CRIME MICRO-ZONE.

7 (B) AN "END THE VIOLENCE" P.R.O.T.E.C.T. COORDINATOR SHALL
8 RESIDE IN THE JURISDICTION IN WHICH THE HIGH-CRIME MICRO-ZONE IS
9 LOCATED.

10 (C) AN "END THE VIOLENCE" P.R.O.T.E.C.T. COORDINATOR SHALL:

11 (1) ENSURE UTILIZATION OF ALL EXISTING CRIME PREVENTION
12 PROGRAMS AND GRANTS;

13 (2) COORDINATE COMMUNITY AND YOUTH PROGRAMS;

14 (3) ASSIST WITH COMMUNITY MOBILIZATION AND ACTIVITIES TO
15 RECLAIM PUBLIC SPACE;

16 (4) ASSIST WITH RAPID RESPONSE TO PUBLIC NUISANCES; AND

17 (5) COORDINATE COMMUNITY ENGAGEMENT WITH THE LOCAL LAW
18 ENFORCEMENT AGENCY WITH JURISDICTION IN THE HIGH-CRIME MICRO-ZONE.

19 4-1503.

20 FOR FISCAL YEAR 2022 AND EACH FISCAL YEAR THEREAFTER, THE
21 GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION:

22 (1) SUFFICIENT TO FULLY FUND THE REQUIREMENTS OF § 4-1501 OF
23 THIS SUBTITLE; AND

24 (2) OF AT LEAST \$500,000 IN ADDITION TO THE FUNDING REQUIRED
25 UNDER ITEM (1) OF THIS SECTION TO BE USED BY THE GOVERNOR'S OFFICE OF
26 CRIME ~~CONTROL AND~~ PREVENTION, YOUTH, AND VICTIM SERVICES TO HIRE AND
27 MANAGE "END THE VIOLENCE" P.R.O.T.E.C.T. COORDINATORS ESTABLISHED
28 UNDER § 4-1502 OF THIS SUBTITLE.

1 4-1504.

2 (A) ON OR BEFORE DECEMBER 31 ANNUALLY, BEGINNING IN 2020, THE
 3 DEPARTMENT OF STATE POLICE, BALTIMORE CITY, THE DEPARTMENT OF
 4 JUVENILE SERVICES, THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL
 5 SERVICES, AND THE GOVERNOR'S OFFICE OF CRIME ~~CONTROL AND~~ PREVENTION,
 6 YOUTH, AND VICTIM SERVICES SHALL EACH REPORT TO THE GOVERNOR AND, IN
 7 ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL
 8 ASSEMBLY ON THE PROGRESS MADE IN IMPLEMENTING THE REQUIREMENTS OF
 9 THIS SUBTITLE.

10 (B) THE GOVERNOR'S OFFICE OF CRIME PREVENTION, YOUTH, AND
 11 VICTIM SERVICES SHALL INCLUDE IN THE REPORT REQUIRED UNDER SUBSECTION
 12 (A) OF THIS SECTION:

13 (1) A DESCRIPTION OF THE ACTIVITIES OF EACH "END THE
 14 VIOLENCE" P.R.O.T.E.C.T. COORDINATOR DURING THE YEAR; AND

15 (2) THE RESULTS OF ANY ACTIVITIES OR PROJECTS COMPLETED
 16 DURING THE YEAR IN EACH MICRO-ZONE ESTABLISHED UNDER § 4-1502 OF THIS
 17 SUBTITLE.

18 SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 1,
 19 2020, the Department of Juvenile Services and the Baltimore Police Department shall
 20 submit, in accordance with § 2-1257 of the State Government Article, to the House
 21 Judiciary Committee, the Senate Judicial Proceedings Committee, the Senate Budget and
 22 Taxation Committee, the House Appropriations Committee, and the Baltimore City
 23 Delegation a report detailing plans for reducing the number of sworn officers used to staff
 24 the Baltimore City Juvenile Justice Center.

25 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
 26 June 1, 2020.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.