

HOUSE BILL 37

E4

7lr0710

(PRE-FILED)

By: **Delegate Conaway**

Requested: September 27, 2016

Introduced and read first time: January 11, 2017

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Local Law Enforcement Surveillance Programs and Equipment**
3 **– Reporting**

4 FOR the purpose of requiring a local law enforcement agency to send written notification
5 within a certain time period to the local governing body of the county or municipal
6 corporation in which the local law enforcement agency is located on the initiation of
7 the operation of electronic surveillance equipment; requiring certain local law
8 enforcement agencies to submit, on or before a certain date annually, a
9 comprehensive report to the local governing body of the county or municipal
10 corporation in which the local law enforcement agency is located regarding the
11 operation of all electronic surveillance programs and equipment by the local law
12 enforcement agency in the previous calendar year; providing for a delayed effective
13 date; and generally relating to the operation of electronic surveillance programs and
14 equipment by local law enforcement agencies.

15 BY adding to
16 Article – Public Safety
17 Section 3–520
18 Annotated Code of Maryland
19 (2011 Replacement Volume and 2016 Supplement)

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

22 **Article – Public Safety**

23 **3–520.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(A) IN THIS SECTION, “LOCAL LAW ENFORCEMENT AGENCY” MEANS AN**
2 **AGENCY OF A COUNTY OR MUNICIPAL CORPORATION IN THE STATE THAT PERFORMS**
3 **POLICE PROTECTION FUNCTIONS.**

4 **(B) WITHIN 30 DAYS AFTER INITIATING THE OPERATION OF ELECTRONIC**
5 **SURVEILLANCE EQUIPMENT, A LOCAL LAW ENFORCEMENT AGENCY SHALL SEND**
6 **WRITTEN NOTIFICATION OF THE OPERATION OF THE EQUIPMENT TO THE LOCAL**
7 **GOVERNING BODY OF THE COUNTY OR MUNICIPAL CORPORATION IN WHICH THE**
8 **LOCAL LAW ENFORCEMENT AGENCY IS LOCATED.**

9 **(C) ON OR BEFORE JANUARY 31 ANNUALLY, EACH LOCAL LAW**
10 **ENFORCEMENT AGENCY THAT OPERATES ELECTRONIC SURVEILLANCE EQUIPMENT**
11 **SHALL SUBMIT A COMPREHENSIVE REPORT TO THE LOCAL GOVERNING BODY OF**
12 **THE COUNTY OR MUNICIPAL CORPORATION IN WHICH THE LOCAL LAW**
13 **ENFORCEMENT AGENCY IS LOCATED REGARDING THE OPERATION OF ALL**
14 **ELECTRONIC SURVEILLANCE PROGRAMS AND EQUIPMENT BY THE LOCAL LAW**
15 **ENFORCEMENT AGENCY IN THE PREVIOUS CALENDAR YEAR.**

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 January 1, 2018.