

HOUSE BILL 908

E4

7lr2036

By: **Delegates Pena–Melnik, Angel, Morales, and Tarlau**

Introduced and read first time: February 6, 2017

Assigned to: Judiciary

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 7, 2017

CHAPTER _____

1 AN ACT concerning

2 ~~Police Training and Standards Commission~~ **Police Officer Certification Work**
3 **Group – Eligibility of Individuals with Permanent Residency Status**

4 FOR the purpose of ~~altering the eligibility requirements for certain individuals to be~~
5 ~~certified by the Police Training and Standards Commission as a police officer to~~
6 ~~include certain individuals who are lawfully admitted as permanent residents of the~~
7 ~~United States~~ establishing a Police Officer Certification Work Group; providing for
8 the composition, chair, and staffing of the Work Group; prohibiting a member of the
9 Work Group from receiving certain compensation, but authorizing the
10 reimbursement of certain expenses; requiring the Work Group to study and make
11 recommendations regarding certain matters; requiring the Work Group to report its
12 findings and recommendations to the Governor and the General Assembly on or
13 before a certain date; providing for the termination of this Act; and generally relating
14 to police officer certification.

15 ~~BY repealing and reenacting, with amendments,~~
16 ~~Article – Public Safety~~
17 ~~Section 3–209~~
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~~

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.



1 ~~§ 200.~~

2 ~~(a) The Commission shall certify as a police officer each individual who:~~

3 ~~(1) (i) satisfactorily meets the standards of the Commission; or~~

4 ~~(ii) provides the Commission with sufficient evidence that the~~
 5 ~~individual has satisfactorily completed a training program in another state of equal quality~~
 6 ~~and content as required by the Commission;~~

7 ~~(2) submits to a psychological evaluation by a psychologist approved by the~~
 8 ~~Commission; [and]~~

9 ~~(3) submits to a criminal history records check in accordance with §~~
 10 ~~§ 200.1 of this subtitle; AND~~

11 ~~(4) (I) IS A UNITED STATES CITIZEN; OR~~

12 ~~(II) IS LAWFULLY ADMITTED AS A PERMANENT RESIDENT OF~~
 13 ~~THE UNITED STATES.~~

14 ~~(b) The Commission may certify as a police officer an individual who is not~~
 15 ~~considered a police officer under § 201(f)(3) of this subtitle if the individual meets the~~
 16 ~~selection and training standards of the Commission.~~

17 ~~(c) Each certificate issued to a police officer under this subtitle remains the~~
 18 ~~property of the Commission.~~

19 ~~SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect~~
 20 ~~October 1, 2017.~~

21 (a) There is a Police Officer Certification Work Group.

22 (b) The Work Group consists of the following members, appointed by the
 23 Governor:

24 (1) two representatives from the Maryland Police Training and Standards
 25 Commission, including the Chair of the Commission;

26 (2) one representative from the Maryland Chiefs of Police Association;

27 (3) one representative from the Maryland Sheriffs' Association;

28 (4) one representative from the Maryland State Bar Association with a
 29 background in immigration law; and

1 (5) one representative from the Maryland Fraternal Order of Police.

2 (c) The Chair of the Maryland Police Training and Standards Commission is the
3 chair of the Work Group.

4 (d) The Maryland State Police shall provide staff for the Work Group.

5 (e) A member of the Work Group:

6 (1) may not receive compensation as a member of the Work Group; but

7 (2) is entitled to reimbursement for expenses under the Standard State
8 Travel Regulations, as provided in the State budget.

9 (f) The Work Group shall:

10 (1) study the feasibility of altering the eligibility requirements for
11 certification of individuals by the Police Training and Standards Commission as police
12 officers to include individuals with permanent residency status; and

13 (2) make recommendations regarding what would be required to alter the
14 eligibility requirements.

15 (g) On or before November 1, 2017, the Work Group shall report its findings and
16 recommendations to the Governor and, in accordance with § 2-1246 of the State
17 Government Article, the General Assembly.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
19 1, 2017. It shall remain effective for a period of 1 year and, at the end of June 30, 2018,
20 with no further action required by the General Assembly, this Act shall be abrogated and
21 of no further force and effect.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.