

# SENATE BILL 1241

E4, F2

8lr4049  
CF HB 1803

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By: **Senator Conway**

Introduced and read first time: March 5, 2018

Assigned to: Rules

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## A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Independent Institutions of Higher Education – Police Force**

3 FOR the purpose of authorizing an independent institution of higher education in  
4 Baltimore City to establish a campus police force based on a certain memorandum  
5 of understanding; authorizing a police officer of a campus police force of an  
6 independent institution of higher education in Baltimore City to exercise the powers  
7 granted to a peace and police officer only on certain property with certain exceptions;  
8 requiring an independent institution of higher education that establishes a campus  
9 police force, in consultation with the Secretary of State Police and the Maryland  
10 Police Training and Standards Commission, to adopt certain standards,  
11 qualifications, and prerequisites; authorizing an independent institution of higher  
12 education that establishes a campus police force to continue to make use of a campus  
13 security force or building guards; including a member of a campus police force of an  
14 independent institution of higher education in Baltimore City in the defined term  
15 “police officer” in connection with provisions of law relating to the authority to make  
16 arrests and the Maryland Police Training and Standards Commission; including a  
17 member of a campus police force of an independent institution of higher education  
18 in Baltimore City in the defined term “law enforcement officer” in connection with  
19 provisions of law relating to the Law Enforcement Officers’ Bill of Rights; and  
20 generally relating to a police force of an independent institution of higher education  
21 in Baltimore City.

22 BY repealing and reenacting, without amendments,

23 Article – Criminal Procedure

24 Section 2–101(a)

25 Annotated Code of Maryland

26 (2008 Replacement Volume and 2017 Supplement)

27 BY repealing and reenacting, with amendments,

28 Article – Criminal Procedure

29 Section 2–101(c)(25) and (26)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Annotated Code of Maryland  
2 (2008 Replacement Volume and 2017 Supplement)

3 BY adding to  
4 Article – Criminal Procedure  
5 Section 2–101(c)(27)  
6 Annotated Code of Maryland  
7 (2008 Replacement Volume and 2017 Supplement)

8 BY adding to  
9 Article – Education  
10 Section 10–211.1  
11 Annotated Code of Maryland  
12 (2014 Replacement Volume and 2017 Supplement)

13 BY repealing and reenacting, without amendments,  
14 Article – Public Safety  
15 Section 3–101(a) and (e)(1)(i) and 3–201(a) and (f)(1)(i)  
16 Annotated Code of Maryland  
17 (2011 Replacement Volume and 2017 Supplement)

18 BY repealing and reenacting, with amendments,  
19 Article – Public Safety  
20 Section 3–101(e)(1)(ii)25. and 26. and 3–201(f)(1)(ii)21. and 22.  
21 Annotated Code of Maryland  
22 (2011 Replacement Volume and 2017 Supplement)

23 BY adding to  
24 Article – Public Safety  
25 Section 3–101(e)(1)(ii)27. and 3–201(f)(1)(ii)23.  
26 Annotated Code of Maryland  
27 (2011 Replacement Volume and 2017 Supplement)

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

30 **Article – Criminal Procedure**

31 2–101.

32 (a) In this title the following words have the meanings indicated.

33 (c) “Police officer” means a person who in an official capacity is authorized by law  
34 to make arrests and is:

35 (25) an employee of the Warrant Apprehension Unit of the Division of Parole  
36 and Probation in the Department; [or]

1 (26) a member of the police force of the Anne Arundel Community College;

2 **OR**

3 (27) A MEMBER OF THE CAMPUS POLICE FORCE OF AN INDEPENDENT  
4 INSTITUTION OF HIGHER EDUCATION IN BALTIMORE CITY ESTABLISHED IN  
5 ACCORDANCE WITH § 10-211.1 OF THE EDUCATION ARTICLE.

6 **Article – Education**

7 **10-211.1.**

8 (A) AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION IN BALTIMORE  
9 CITY MAY ESTABLISH A CAMPUS POLICE FORCE BASED ON A MEMORANDUM OF  
10 UNDERSTANDING ENTERED INTO BY THE INSTITUTION AND THE MAYOR OR THE  
11 POLICE COMMISSIONER OF BALTIMORE CITY.

12 (B) (1) A CAMPUS POLICE OFFICER AUTHORIZED UNDER THIS SECTION  
13 HAS THE POWERS GRANTED TO A PEACE AND POLICE OFFICER.

14 (2) (I) A CAMPUS POLICE OFFICER AUTHORIZED UNDER THIS  
15 SECTION MAY EXERCISE THESE POWERS ONLY ON PROPERTY THAT IS OWNED,  
16 LEASED, OPERATED BY, OR UNDER THE CONTROL OF THE INDEPENDENT  
17 INSTITUTION OF HIGHER EDUCATION IN BALTIMORE CITY BY WHICH THE OFFICER  
18 IS EMPLOYED.

19 (II) THE CAMPUS POLICE OFFICER MAY NOT EXERCISE THESE  
20 POWERS ON ANY OTHER PROPERTY UNLESS:

21 1. ENGAGED IN FRESH PURSUIT OF A SUSPECTED  
22 OFFENDER;

23 2. REQUESTED OR AUTHORIZED TO DO SO BY THE  
24 MAYOR OR THE POLICE COMMISSIONER OF BALTIMORE CITY;

25 3. NECESSARY TO FACILITATE THE ORDERLY FLOW OF  
26 TRAFFIC TO AND FROM PROPERTY OWNED, LEASED, OPERATED BY, OR UNDER THE  
27 CONTROL OF THE INDEPENDENT INSTITUTION OF HIGHER EDUCATION IN  
28 BALTIMORE CITY BY WHICH THE OFFICER IS EMPLOYED; OR

29 4. ORDERED TO DO SO BY THE GOVERNOR.

30 (C) IF AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION  
31 ESTABLISHES A CAMPUS POLICE FORCE UNDER THIS SECTION, THE INSTITUTION

1 **SHALL:**

2 **(1) IN CONSULTATION WITH THE SECRETARY OF STATE POLICE AND**  
 3 **THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION, ADOPT**  
 4 **STANDARDS, QUALIFICATIONS, AND PREREQUISITES OF CHARACTER, TRAINING,**  
 5 **EDUCATION, HUMAN AND PUBLIC RELATIONS, AND EXPERIENCE FOR THE CAMPUS**  
 6 **POLICE OFFICERS, INCLUDING STANDARDS FOR THE PERFORMANCE OF THEIR**  
 7 **DUTIES; AND**

8 **(2) TO THE EXTENT PRACTICABLE, ADOPT STANDARDS THAT ARE**  
 9 **SIMILAR TO THE STANDARDS ADOPTED FOR THE DEPARTMENT OF STATE POLICE.**

10 **(D) IF AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION**  
 11 **ESTABLISHES A CAMPUS POLICE FORCE UNDER THIS SECTION, THE INSTITUTION**  
 12 **MAY CONTINUE TO MAKE USE OF A CAMPUS SECURITY FORCE OR BUILDING GUARDS**  
 13 **IN ADDITION TO A CAMPUS POLICE FORCE.**

14 **Article – Public Safety**

15 3–101.

16 (a) In this subtitle the following words have the meanings indicated.

17 (e) (1) “Law enforcement officer” means an individual who:

18 (i) in an official capacity is authorized by law to make arrests; and

19 (ii) is a member of one of the following law enforcement agencies:

20 25. the Warrant Apprehension Unit of the Division of Parole  
 21 and Probation in the Department of Public Safety and Correctional Services; [or]

22 26. the police force of the Anne Arundel Community College;

23 **OR**

24 **27. THE CAMPUS POLICE FORCE OF AN INDEPENDENT**  
 25 **INSTITUTION OF HIGHER EDUCATION IN BALTIMORE CITY ESTABLISHED IN**  
 26 **ACCORDANCE WITH § 10–211.1 OF THE EDUCATION ARTICLE.**

27 3–201.

28 (a) In this subtitle the following words have the meanings indicated.

29 (f) (1) “Police officer” means an individual who:

1 (i) is authorized to enforce the general criminal laws of the State;  
2 and

3 (ii) is a member of one of the following law enforcement agencies:

4 21. the parole and probation employees of the Warrant  
5 Apprehension Unit of the Division of Parole and Probation in the Department who are  
6 authorized to make arrests; [or]

7 22. the police force of the Anne Arundel Community College;  
8 OR

9 **23. THE CAMPUS POLICE FORCE OF AN INDEPENDENT**  
10 **INSTITUTION OF HIGHER EDUCATION IN BALTIMORE CITY ESTABLISHED IN**  
11 **ACCORDANCE WITH § 10-211.1 OF THE EDUCATION ARTICLE.**

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
13 October 1, 2018.