

SENATE BILL 585

E4

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By: ~~Senator McCray~~ Senators McCray and Hough, Hough, Corderman, Eckardt, Edwards, Elfreth, Griffith, Guzzone, Jackson, King, Rosapepe, Salling, Young, and Zucker

Introduced and read first time: February 2, 2022

Assigned to: Judicial Proceedings and Budget and Taxation

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: February 28, 2022

CHAPTER _____

1 AN ACT concerning

2 ~~Warrant Apprehension Reduction Grant~~
3 Public Safety – Warrants and Absconding

4 FOR the purpose of altering a certain definition of “absconding” as it relates to parole and
5 probation, to include leaving an inpatient residential treatment facility that an
6 individual was placed in under court order without the permission of a certain
7 administrator; establishing warrant apprehension grants; requiring the Governor’s
8 Office of Crime Prevention, Youth, and Victim Services to administer funds for the
9 grants; and generally relating to ~~warrant apprehension and local law enforcement~~
10 agencies, warrants and absconding.

11 BY repealing and reenacting, without amendments,

12 Article – Correctional Services

13 Section 6–101(a)

14 Annotated Code of Maryland

15 (2017 Replacement Volume and 2021 Supplement)

16 BY repealing and reenacting, with amendments,

17 Article – Correctional Services

18 Section 6–101(b)

19 Annotated Code of Maryland

20 (2017 Replacement Volume and 2021 Supplement)

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 BY repealing and reenacting, without amendments,
 2 Article – Public Safety
 3 Section 4–1008
 4 Annotated Code of Maryland
 5 (2018 Replacement Volume and 2021 Supplement)

6 BY adding to
 7 Article – Public Safety
 8 Section 4–1011
 9 Annotated Code of Maryland
 10 (2018 Replacement Volume and 2021 Supplement)

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

13 **Article – Correctional Services**

14 6–101.

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

16 (b) (1) “Absconding” means willfully evading supervision.

17 (2) “ABSCONDING” INCLUDES LEAVING AN INPATIENT RESIDENTIAL
 18 TREATMENT FACILITY THAT AN INDIVIDUAL WAS PLACED IN UNDER A COURT ORDER
 19 FOR DRUG OR ALCOHOL TREATMENT WITHOUT THE PERMISSION OF THE
 20 ADMINISTRATOR, AS DEFINED IN § 8–101 OF THE HEALTH – GENERAL ARTICLE.

21 (3) “Absconding” does not include missing a single appointment with a
 22 supervising authority.

23 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
 24 as follows:

25 **Article – Public Safety**

26 4–1008.

27 A local government or nonprofit entity that receives funding under this subtitle:

28 (1) may use the funding only in accordance with the provisions of this
 29 subtitle; and

30 (2) shall comply with any data sharing and reporting requirements
 31 established by the Executive Director of the Governor’s Office of Crime Prevention, Youth,
 32 and Victim Services under § 4–1009 of this subtitle as a condition of receiving funding.

1 4-1011.

2 (A) IN THIS SECTION, "LOCAL LAW ENFORCEMENT AGENCY" MEANS:

3 (1) A POLICE DEPARTMENT OF A COUNTY OR MUNICIPAL
4 CORPORATION IN THE STATE; OR

5 (2) THE OFFICE OF THE SHERIFF THAT PROVIDES A LAW
6 ENFORCEMENT FUNCTION IN A COUNTY OR MUNICIPAL CORPORATION IN THE
7 STATE.

8 (B) FOR FISCAL YEARS 2024 THROUGH 2026, EACH YEAR THE GOVERNOR
9 SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$2,000,000
10 FOR LOCAL LAW ENFORCEMENT AGENCIES TO BE USED AS GRANTS FOR WARRANT
11 APPREHENSION EFFORTS.

12 (C) (1) THE GOVERNOR'S OFFICE OF CRIME PREVENTION, YOUTH, AND
13 VICTIM SERVICES SHALL ADMINISTER THE GRANT FUNDS IN ACCORDANCE WITH §
14 4-1008 OF THIS SUBTITLE.

15 (2) LOCAL LAW ENFORCEMENT AGENCIES MAY USE THE GRANT
16 FUNDS FOR THE FOLLOWING PURPOSES:

17 (I) TO REDUCE WARRANTS IN THE AGENCY'S JURISDICTION;

18 (II) TO INCREASE COORDINATION AND COOPERATION BETWEEN
19 LOCAL LAW ENFORCEMENT AND STATE AND FEDERAL AGENCIES REGARDING
20 OUTSTANDING WARRANTS; AND

21 (III) TO REDUCE THE NUMBER OF OUTSTANDING WARRANTS
22 RELATED TO VIOLENT CRIMES.

23 (D) THE FUNDS REQUIRED TO BE INCLUDED IN THE ANNUAL BUDGET BILL
24 UNDER SUBSECTION (B) OF THIS SECTION SHALL BE USED SOLELY TO SUPPLEMENT,
25 AND NOT SUPPLANT, FUNDS OTHERWISE AVAILABLE TO LOCAL LAW ENFORCEMENT
26 AGENCIES FOR WARRANT APPREHENSION EFFORTS.

27 (E) AN ELIGIBLE LOCAL LAW ENFORCEMENT AGENCY THAT RECEIVES A
28 GRANT UNDER SUBSECTION (B) OF THIS SECTION SHALL SUBMIT FOR EACH FISCAL
29 YEAR THE FOLLOWING TO THE EXECUTIVE DIRECTOR:

30 (1) PROOF OF THE EXPENDITURE OF THE GRANT FUNDS AND THE
31 PURPOSES FOR WHICH THE FUNDS WERE EXPENDED;

1 **(2) TOTAL WARRANTS IN EACH COUNTY BY TYPE OF WARRANT AND**
2 **RELATED OFFENSE;**

3 **(3) TOTAL NUMBER OF WARRANTS REDUCED AND SUSPECTS**
4 **APPREHENDED, DELINEATED BY OFFENSE; AND**

5 **(4) ANY RELATED OUTCOME-BASED PERFORMANCE MEASURES AS**
6 **REQUIRED BY § 4-1009 OF THIS SUBTITLE.**

7 SECTION 3. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall take
8 effect October 1, 2022.

9 SECTION ~~2~~ 4. AND BE IT FURTHER ENACTED, That, except as provided in
10 Section 3 of this Act, this Act shall take effect July 1, 2022. ~~§~~ Section 2 of this Act shall
11 remain effective for a period of 4 years and 6 months and, at the end of December 31, 2026,
12 Section 2 of this Act, with no further action required by the General Assembly, shall be
13 abrogated and of no further force and effect.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.