

SENATE BILL 785

P5, E4, E3

2lr2373
CF 2lr3209

By: **The President (By Request – Department of Legislative Services)**

Introduced and read first time: February 7, 2022

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Department of Legislative Services – Collection of Information Related to**
3 **Public Safety, Criminal Justice, Corrections, and Juvenile Services**

4 FOR the purpose of requiring the Department of Public Safety and Correctional Services,
5 the Department of State Police, the Maryland Police Training and Standards
6 Commission, and the Governor’s Office of Crime Prevention, Youth, and Victim
7 Services to provide certain information related to public safety and criminal justice
8 in a certain manner to the Department of Legislative Services on or before a certain
9 date each year; requiring the Department of Legislative Services and the
10 Department of Juvenile Services to enter into a certain memorandum of
11 understanding relating to the provision of certain reports and the development of a
12 certain work plan; and generally relating to information required to be submitted to
13 the Department of Legislative Services.

14 BY adding to
15 Article – State Government
16 Section 2–1261
17 Annotated Code of Maryland
18 (2021 Replacement Volume)

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

21 **Article – State Government**

22 **2–1261.**

23 **(A) ON OR BEFORE OCTOBER 31 EACH YEAR, THE DEPARTMENT OF PUBLIC**
24 **SAFETY AND CORRECTIONAL SERVICES SHALL SUBMIT TO THE DEPARTMENT, IN**
25 **ELECTRONIC FORMAT, DE-IDENTIFIED AND DISAGGREGATED BY AGE, RACE, AND**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SEX, INFORMATION REQUIRED TO BE REPORTED TO THE GOVERNOR IN
2 ACCORDANCE WITH § 3-207(A)(2) OF THE CORRECTIONAL SERVICES ARTICLE.

3 (B) (1) ON OR BEFORE OCTOBER 31 EACH YEAR, THE DEPARTMENT OF
4 STATE POLICE SHALL SUBMIT TO THE DEPARTMENT, IN ELECTRONIC FORMAT, THE
5 FOLLOWING INFORMATION PROVIDED IN THE CRIME IN MARYLAND REPORT AND
6 HATE BIAS REPORT:

7 (I) INFORMATION, DE-IDENTIFIED AND DISAGGREGATED BY
8 INCIDENT, COLLECTED THROUGH THE UNIFORM CRIME REPORTING PROGRAM ON
9 THE FOLLOWING CRIME CATEGORIES:

- 10 1. CRIMINAL HOMICIDE;
- 11 2. FORCIBLE RAPE;
- 12 3. ROBBERY;
- 13 4. ASSAULT;
- 14 5. BREAKING OR ENTERING;
- 15 6. LARCENY OR THEFT;
- 16 7. MOTOR VEHICLE THEFT; AND
- 17 8. ARSON;

18 (II) INFORMATION, DE-IDENTIFIED AND DISAGGREGATED BY
19 INCIDENT, COLLECTED THROUGH THE UNIFORM CRIME REPORTING PROGRAM ON
20 ARRESTS, INCLUDING THE FOLLOWING INFORMATION ON EACH ARREST:

- 21 1. OFFENSE;
- 22 2. COUNTY;
- 23 3. LAW ENFORCEMENT AGENCY;
- 24 4. DATE; AND
- 25 5. AGE, SEX, AND RACE OF INDIVIDUAL ARRESTED;

1 (III) INFORMATION, DE-IDENTIFIED AND DISAGGREGATED BY
2 INCIDENT, COLLECTED IN ACCORDANCE WITH § 2-307 OF THE PUBLIC SAFETY
3 ARTICLE; AND

4 (IV) INFORMATION, DE-IDENTIFIED AND DISAGGREGATED BY
5 POSITION AND RANK, ON THE TOTAL NUMBER OF LAW ENFORCEMENT EMPLOYEES,
6 BOTH SWORN AND CIVILIAN, INCLUDING RACE, ETHNICITY, AND SEX.

7 (2) INFORMATION REQUIRED TO BE SUBMITTED UNDER PARAGRAPH
8 (1)(I) OF THIS SUBSECTION SHALL INCLUDE THE FOLLOWING INFORMATION FOR
9 EACH INCIDENT:

10 (I) OFFENSE, INCLUDING OFFENSE SUBTYPE;

11 (II) DATE, COUNTY, ZIP CODE, AND INCIDENT LOCATION TYPE;

12 (III) AGENCY;

13 (IV) AGE, RACE, ETHNICITY, AND SEX OF VICTIM;

14 (V) AGE, RACE, ETHNICITY, AND SEX OF OFFENDER;

15 (VI) CLEARANCE STATUS;

16 (VII) IF THE OFFENSE IS MURDER:

17 1. WHETHER IT WAS DRUG-RELATED;

18 2. RELATIONSHIP OF OFFENDER TO VICTIM; AND

19 3. CIRCUMSTANCES;

20 (VIII) IF THE OFFENSE IS A DOMESTIC CRIME:

21 1. HOUSEHOLD STATUS AND RELATIONSHIP;

22 2. ASSOCIATED CRIMES, IF ANY;

23 3. ALCOHOL OR DRUG INVOLVEMENT, IF ANY; AND

24 4. CIRCUMSTANCES;

25 (IX) IF THE OFFENSE IS MOTOR VEHICLE THEFT, VEHICLE TYPE;

1 **(X) IF THE OFFENSE IS CARJACKING:**

2 1. **DAY OF THE WEEK AND HOUR OF THE DAY;**

3 2. **ACCOSTING SITUATION; AND**

4 3. **VICTIM INJURIES, IF ANY; AND**

5 **(XI) IF THE OFFENSE IS ARSON, TYPE OF PROPERTY.**

6 **(C) ON OR BEFORE OCTOBER 31 EACH YEAR, THE MARYLAND POLICE**
7 **TRAINING AND STANDARDS COMMISSION SHALL SUBMIT TO THE DEPARTMENT, IN**
8 **ELECTRONIC FORMAT, DE-IDENTIFIED AND DISAGGREGATED BY AGENCY AND**
9 **INCIDENT:**

10 **(1) (I) INFORMATION REQUIRED TO BE REPORTED TO THE**
11 **GENERAL ASSEMBLY IN ACCORDANCE WITH § 3-514(B)(1) OF THE PUBLIC SAFETY**
12 **ARTICLE; AND**

13 **(II) THE FOLLOWING ADDITIONAL INFORMATION ON EACH USE**
14 **OF FORCE INCIDENT:**

15 1. **THE AGE, GENDER, ETHNICITY, AND RACE OF EACH**
16 **INDIVIDUAL INVOLVED IN THE INCIDENT;**

17 2. **THE AGE, GENDER, ETHNICITY, AND RACE OF EACH**
18 **POLICE OFFICER INVOLVED IN THE INCIDENT;**

19 3. **A BRIEF DESCRIPTION OF THE CIRCUMSTANCES**
20 **SURROUNDING THE INCIDENT; AND**

21 4. **THE DATE, TIME, AND LOCATION OF THE INCIDENT;**
22 **AND**

23 **(2) (I) INFORMATION REQUIRED TO BE COLLECTED IN**
24 **ACCORDANCE WITH § 3-207(B) OF THE PUBLIC SAFETY ARTICLE; AND**

25 **(II) THE FOLLOWING ADDITIONAL INFORMATION ON EACH**
26 **SERIOUS OFFICER-INVOLVED INCIDENT:**

27 1. **THE NUMBER OF OFFICERS INVOLVED BY RACE,**
28 **ETHNICITY, AND SEX;**

1 **2. THE NUMBER OF OFFICERS DISCIPLINED BY RACE,**
2 **ETHNICITY, AND SEX; AND**

3 **3. THE TYPE OF DISCIPLINE ADMINISTERED BY RACE,**
4 **ETHNICITY, AND SEX.**

5 **(D) ON OR BEFORE OCTOBER 31 EACH YEAR, THE GOVERNOR'S OFFICE OF**
6 **CRIME PREVENTION, YOUTH, AND VICTIM SERVICES SHALL SUBMIT TO THE**
7 **DEPARTMENT, IN ELECTRONIC FORMAT, DE-IDENTIFIED AND DISAGGREGATED BY**
8 **INCIDENT, INFORMATION COLLECTED IN ACCORDANCE WITH:**

9 **(1) § 3-528 OF THE PUBLIC SAFETY ARTICLE; AND**

10 **(2) § 25-113 OF THE TRANSPORTATION ARTICLE.**

11 **(E) ON OR BEFORE JULY 1, 2022, THE DEPARTMENT OF JUVENILE**
12 **SERVICES AND THE DEPARTMENT SHALL ENTER INTO A MEMORANDUM OF**
13 **UNDERSTANDING, THE TERMS OF WHICH SHALL INCLUDE:**

14 **(1) THE PROVISION OF VARIOUS CUSTOM REPORTS TO THE**
15 **DEPARTMENT, INCLUDING INFORMATION, DE-IDENTIFIED AND DISAGGREGATED**
16 **BY JUVENILE, RELATING TO THE JUVENILE'S RECORD OF:**

17 **(I) DELINQUENCY;**

18 **(II) COURT ACTIONS;**

19 **(III) SUPERVISION; AND**

20 **(IV) PLACEMENT; AND**

21 **(2) THE DEVELOPMENT OF A WORK PLAN BY THE DEPARTMENT OF**
22 **JUVENILE SERVICES REGARDING EFFORTS TO INCLUDE SPECIFIC RACE AND**
23 **ETHNICITY DATA FOR INDIVIDUAL JUVENILES.**

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
25 1, 2022.