

SENATE BILL 793

F2, E4, L2

9lr2070
CF 9lr3027

By: **Senator Hayes (By Request – Baltimore City Administration)**

Introduced and read first time: February 4, 2019

Assigned to: Judicial Proceedings and Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Community Safety and Strengthening Act**

3 FOR the purpose of altering certain appropriations required to be made to a certain fund;
4 requiring certain appropriations to be made to certain funds; providing that certain
5 appropriations are in addition to certain other funding; establishing the Law
6 Enforcement Apprenticeship Cadet Program in the Department of Labor, Licensing,
7 and Regulation; specifying the purposes of the Cadet Program; requiring the
8 Department of Labor, Licensing, and Regulation to administer the Cadet Program
9 and award grants under the Cadet Program on a certain basis to certain law
10 enforcement agencies; establishing the eligibility under the Cadet Program;
11 requiring that the amount of a certain grant be based on the number of certain
12 apprentices that are employed by the law enforcement agency; prohibiting the
13 amount of a certain grant from exceeding a certain amount; requiring the Governor
14 to include certain appropriations in the annual State budget for the Cadet Program;
15 requiring the Department of Labor, Licensing, and Regulation to adopt certain
16 regulations; authorizing the Johns Hopkins University to establish a police
17 department based on a certain memorandum of understanding under certain
18 circumstances; requiring the memorandum of understanding to require that the
19 Baltimore Police Department have certain responsibilities and take certain actions;
20 providing that a certain University police officer has certain powers granted to a
21 peace and police officer under certain circumstances; requiring the University to
22 adopt certain standards, qualifications, and prerequisites under certain
23 circumstances; requiring the University to ensure constitutional and
24 community-oriented policing through the adoption of certain policies, practices, and
25 training under certain circumstances; requiring the University to establish a certain
26 process for the filing and investigation of certain complaints under certain
27 circumstances; requiring the University to seek certain accreditation under certain
28 circumstances; requiring the University to continue to make use of certain security
29 personnel or building guards under certain circumstances; requiring the University
30 to establish a University Police Accountability Board under certain circumstances;
31 specifying the purpose, composition, and authority of the Accountability Board;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 requiring the Accountability Board to hold certain meetings and post certain meeting
2 minutes on a certain website; providing that the police department of the University
3 is subject to the jurisdiction of the Civilian Review Board of Baltimore City under
4 certain circumstances; requiring the police department of the University to establish
5 a certain league under certain circumstances; requiring the University to report
6 certain information in a certain manner under certain circumstances; providing that
7 this Act may not be construed to affect certain rights of a certain employee to engage
8 in certain collective bargaining; requiring a certain hearing board to include certain
9 members under certain circumstances; providing that the terms “law enforcement
10 officer”, “police officer”, and “law enforcement unit” include a member of the police
11 department of the University for certain purposes; requiring the University to take
12 certain actions before entering into a certain memorandum of understanding;
13 requiring the University to provide certain notice in a certain manner; requiring the
14 University to post a certain copy of an executed memorandum of understanding on
15 a certain website under certain circumstances; declaring the intent of the General
16 Assembly regarding funding of the East Baltimore Historical Library; requiring
17 certain funds to be used in a certain manner; altering certain definitions; defining
18 certain terms; and generally relating to community safety and enhancement.

19 BY repealing and reenacting, without amendments,
20 Article – Housing and Community Development
21 Section 4–509(a), (b), and (c)
22 Annotated Code of Maryland
23 (2006 Volume and 2018 Supplement)

24 BY repealing and reenacting, with amendments,
25 Article – Housing and Community Development
26 Section 4–509(j)
27 Annotated Code of Maryland
28 (2006 Volume and 2018 Supplement)

29 BY adding to
30 Article – Human Services
31 Section 8–1201 to be under the new subtitle “Subtitle 12. Baltimore City Programs”
32 Annotated Code of Maryland
33 (2007 Volume and 2018 Supplement)

34 BY adding to
35 Article – Labor and Employment
36 Section 11–603
37 Annotated Code of Maryland
38 (2016 Replacement Volume and 2018 Supplement)

39 BY repealing and reenacting, without amendments,
40 Article – Criminal Procedure
41 Section 2–101(a)
42 Annotated Code of Maryland

- 1 (2018 Replacement Volume)
- 2 BY repealing and reenacting, with amendments,
3 Article – Criminal Procedure
4 Section 2–101(c)(25) and (26)
5 Annotated Code of Maryland
6 (2018 Replacement Volume)
- 7 BY adding to
8 Article – Criminal Procedure
9 Section 2–101(c)(27)
10 Annotated Code of Maryland
11 (2018 Replacement Volume)
- 12 BY adding to
13 Article – Education
14 Section 24–1201 through 24–1209 to be under the new subtitle “Subtitle 12. Police
15 Department of the Johns Hopkins University”
16 Annotated Code of Maryland
17 (2018 Replacement Volume and 2018 Supplement)
- 18 BY repealing and reenacting, without amendments,
19 Article – Public Safety
20 Section 3–101(a) and (e)(1)(i), 3–107(a) and (c)(1) and (2), 3–201(a) and (f)(1)(i), and
21 3–212(a)
22 Annotated Code of Maryland
23 (2018 Replacement Volume)
- 24 BY repealing and reenacting, with amendments,
25 Article – Public Safety
26 Section 3–101(e)(1)(ii)25. and 26. and (2)(ix) and (x), 3–107(c)(3), and
27 3–201(f)(1)(ii)21. and 22.
28 Annotated Code of Maryland
29 (2018 Replacement Volume)
- 30 BY adding to
31 Article – Public Safety
32 Section 3–101(e)(1)(ii)27. and (2)(xi) and 3–201(f)(1)(ii)23.
33 Annotated Code of Maryland
34 (2018 Replacement Volume)
- 35 BY repealing and reenacting, without amendments,
36 The Public Local Laws of Baltimore City
37 Section 16–41(a)
38 Article 4 – Public Local Laws of Maryland
39 (1979 Edition and 1997 Supplement and 2000 Supplement, as amended)
40 (As enacted by Chapter 499 of the Acts of the General Assembly of 2006, as amended)

1 by Chapter 130 of the Acts of the General Assembly of 2015)

2 BY repealing and reenacting, with amendments,
 3 The Public Local Laws of Baltimore City
 4 Section 16–41(g)
 5 Article 4 – Public Local Laws of Maryland
 6 (1979 Edition and 1997 Supplement and 2000 Supplement, as amended)
 7 (As enacted by Chapter 499 of the Acts of the General Assembly of 2006, as amended
 8 by Chapter 130 of the Acts of the General Assembly of 2015)

9 BY repealing and reenacting, without amendments,
 10 The Public Local Laws of Baltimore City
 11 Section 16–42
 12 Article 4 – Public Local Laws of Maryland
 13 (1979 Edition and 1997 Supplement and 2000 Supplement, as amended)
 14 (As enacted by Chapter 499 of the Acts of the General Assembly of 2006)

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

17 **Article – Housing and Community Development**

18 4–509.

19 (a) (1) In this section the following words have the meanings indicated.

20 (2) “Anchor institution” means:

21 (i) an institution of higher education in the State; or

22 (ii) a hospital institution in the State that:

23 1. has a group of at least five physicians who are organized
 24 as a medical staff for the institution;

25 2. maintains facilities to provide, under the supervision of
 26 the medical staff, diagnostic and treatment services for two or more unrelated individuals;
 27 and

28 3. admits or retains the individuals for overnight care.

29 (3) “Blighted area” means an area in which a majority of buildings have
 30 declined in productivity by reason of obsolescence, depreciation, or other causes to an extent
 31 that they no longer justify fundamental repairs and adequate maintenance.

32 (4) “Fund” means the Seed Community Development Anchor Institution
 33 Fund.

1 (b) There is a Seed Community Development Anchor Institution Fund.

2 (c) The purpose of the Fund is to provide grants and loans to anchor institutions
3 for community development projects in blighted areas of the State.

4 (j) (1) For fiscal year 2019, the Governor shall include in the annual budget
5 bill or the capital budget bill an appropriation of \$4,000,000 to the Fund.

6 (2) For fiscal [years] YEAR 2020 [through 2022], the Governor shall
7 include in the annual budget bill or the capital budget bill an appropriation of \$5,000,000
8 for the Fund.

9 (3) **FOR FISCAL YEAR 2021 AND EACH FISCAL YEAR THEREAFTER,**
10 **THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL OR THE CAPITAL**
11 **BUDGET BILL AN APPROPRIATION OF \$10,000,000 FOR THE FUND.**

12 **Article – Human Services**

13 **SUBTITLE 12. BALTIMORE CITY PROGRAMS.**

14 **8–1201.**

15 (A) **FOR FISCAL YEARS 2021, 2022, 2023, AND 2024, THE GOVERNOR SHALL**
16 **INCLUDE IN THE STATE BUDGET AN APPROPRIATION OF NOT LESS THAN:**

17 (1) **\$3,500,000 FOR THE BALTIMORE CHILDREN AND YOUTH FUND;**
18 **AND**

19 (2) **\$1,000,000 FOR THE BALTIMORE CITY YOUTHWORKS SUMMER**
20 **JOBS PROGRAM.**

21 (B) (1) **THE FUNDING REQUIRED UNDER THIS SECTION SHALL BE IN**
22 **ADDITION TO ANY STATE FUNDING OTHERWISE AVAILABLE TO THE ENTITIES**
23 **SPECIFIED IN SUBSECTION (A) OF THIS SECTION.**

24 (2) **FOR FISCAL YEARS 2021, 2022, 2023, AND 2024, THE GOVERNOR**
25 **SHALL IDENTIFY IN THE ANNUAL BUDGET AS INTRODUCED HOW THE FUNDING**
26 **REQUIRED UNDER THIS SECTION IS BEING USED TO SUPPLEMENT AND NOT**
27 **SUPPLANT THE FUNDING FOR EACH ENTITY LISTED IN SUBSECTION (A) OF THIS**
28 **SECTION.**

29 **Article – Labor and Employment**

30 **11–603.**

1 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
2 INDICATED.

3 (2) “CADET PROGRAM” MEANS THE LAW ENFORCEMENT CADET
4 APPRENTICESHIP PROGRAM.

5 (3) “LAW ENFORCEMENT AGENCY” MEANS THE POLICE DEPARTMENT
6 OF A COUNTY, MUNICIPAL CORPORATION, OR UNIVERSITY IN THE STATE.

7 (B) THERE IS A LAW ENFORCEMENT CADET APPRENTICESHIP PROGRAM
8 IN THE DEPARTMENT.

9 (C) THE PURPOSES OF THE CADET PROGRAM ARE TO:

10 (1) PROVIDE YOUNG INDIVIDUALS OPPORTUNITIES TO BEGIN A
11 CAREER IN LAW ENFORCEMENT;

12 (2) FOSTER POSITIVE RELATIONSHIPS BETWEEN THE PUBLIC,
13 PARTICULARLY YOUNG INDIVIDUALS, AND LAW ENFORCEMENT AGENCIES;

14 (3) DEVELOP A COHORT OF INDIVIDUALS QUALIFIED TO JOIN A LAW
15 ENFORCEMENT AGENCY;

16 (4) ENCOURAGE LAW ENFORCEMENT AGENCIES TO HIRE
17 APPRENTICES; AND

18 (5) HELP LAW ENFORCEMENT AGENCIES OFFSET ADDITIONAL COSTS,
19 IF ANY, ASSOCIATED WITH HIRING APPRENTICES.

20 (D) (1) THE DEPARTMENT SHALL:

21 (I) ADMINISTER THE CADET PROGRAM; AND

22 (II) AWARD GRANTS UNDER THE CADET PROGRAM ON A
23 COMPETITIVE BASIS TO LAW ENFORCEMENT AGENCIES THAT MEET THE
24 REQUIREMENTS UNDER PARAGRAPH (2) OF THIS SUBSECTION.

25 (2) A LAW ENFORCEMENT AGENCY IS ELIGIBLE TO RECEIVE A GRANT
26 IF THE LAW ENFORCEMENT AGENCY EMPLOYS AT LEAST ONE APPRENTICE WHO:

27 (I) HAS BEEN EMPLOYED BY THE AGENCY FOR AT LEAST 7
28 MONTHS;

1 **(II) IS ENROLLED IN THE FIRST YEAR OF AN APPRENTICESHIP**
2 **PROGRAM REGISTERED WITH THE MARYLAND APPRENTICESHIP AND TRAINING**
3 **COUNCIL UNDER § 11-405(B) OF THIS TITLE; AND**

4 **(III) LIVES IN A ZIP CODE IN WHICH AT LEAST 10% OF THE**
5 **POPULATION IS BELOW THE POVERTY LEVEL AS ESTABLISHED BY THE U.S.**
6 **DEPARTMENT OF COMMERCE, BUREAU OF THE CENSUS, IN THE MOST RECENTLY**
7 **RELEASED DATA.**

8 **(E) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,**
9 **THE AMOUNT OF A GRANT AWARDED UNDER THE CADET PROGRAM:**

10 **(I) SHALL BE BASED ON THE NUMBER OF APPRENTICES WHO**
11 **MEET THE DESCRIPTION IN SUBSECTION (D)(2)(I) THROUGH (III) OF THIS SECTION**
12 **WHO ARE EMPLOYED BY THE ELIGIBLE LAW ENFORCEMENT AGENCY; AND**

13 **(II) MAY NOT EXCEED \$2,000 FOR EACH APPRENTICE WHO**
14 **MEETS THE DESCRIPTION IN SUBSECTION (D)(2)(I) THROUGH (III) OF THIS SECTION**
15 **WHO IS EMPLOYED BY THE ELIGIBLE LAW ENFORCEMENT AGENCY.**

16 **(2) THE AMOUNT OF A GRANT AWARDED TO AN ELIGIBLE UNIVERSITY**
17 **LAW ENFORCEMENT AGENCY MAY NOT EXCEED \$1,000 FOR EACH APPRENTICE WHO**
18 **MEETS THE DESCRIPTION IN SUBSECTION (D)(2)(I) THROUGH (III) OF THIS SECTION**
19 **WHO IS EMPLOYED BY THE ELIGIBLE UNIVERSITY LAW ENFORCEMENT AGENCY.**

20 **(F) FOR FISCAL YEAR 2021 AND EACH FISCAL YEAR THEREAFTER, THE**
21 **GOVERNOR SHALL INCLUDE IN THE STATE BUDGET AN APPROPRIATION OF AT**
22 **LEAST \$750,000 FOR THE CADET PROGRAM TO:**

23 **(1) PROVIDE GRANTS TO ELIGIBLE LAW ENFORCEMENT AGENCIES;**
24 **AND**

25 **(2) COVER THE ADMINISTRATIVE COSTS OF OPERATING THE CADET**
26 **PROGRAM.**

27 **(G) THE DEPARTMENT SHALL ADOPT REGULATIONS NECESSARY TO CARRY**
28 **OUT THIS SECTION, INCLUDING REGULATIONS TO:**

29 **(1) DEVELOP REQUIREMENTS FOR GRANT APPLICATIONS;**

30 **(2) DEVELOP A PROCESS FOR REVIEWING GRANT APPLICATIONS AND**
31 **AWARDING GRANTS TO ELIGIBLE LAW ENFORCEMENT AGENCIES; AND**

1 **(3) DETERMINE THE MAXIMUM AMOUNT THAT AN ELIGIBLE LAW**
 2 **ENFORCEMENT AGENCY MAY BE AWARDED UNDER THE CADET PROGRAM EACH**
 3 **FISCAL YEAR.**

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

6 **Article – Criminal Procedure**

7 2–101.

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

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

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

13 (26) a member of the police force of the Anne Arundel Community College;
 14 **OR**

15 (27) **A MEMBER OF THE POLICE DEPARTMENT OF THE JOHNS HOPKINS**
 16 **UNIVERSITY ESTABLISHED IN ACCORDANCE WITH TITLE 24, SUBTITLE 12 OF THE**
 17 **EDUCATION ARTICLE.**

18 **Article – Education**

19 **SUBTITLE 12. POLICE DEPARTMENT OF THE JOHNS HOPKINS UNIVERSITY.**

20 **24–1201.**

21 **(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS**
 22 **INDICATED.**

23 **(B) “ACCOUNTABILITY BOARD” MEANS THE UNIVERSITY POLICE**
 24 **ACCOUNTABILITY BOARD.**

25 **(C) (1) “CAMPUS AREA” MEANS ANY PROPERTY THAT IS:**

26 **(I) OWNED, LEASED, OPERATED BY, OR UNDER THE CONTROL**
 27 **OF THE UNIVERSITY IN THE HOMEWOOD, EAST BALTIMORE, AND PEABODY**
 28 **CAMPUSES OF THE UNIVERSITY; AND**

1 (II) USED FOR EDUCATIONAL OR INSTITUTIONAL PURPOSES.

2 (2) "CAMPUS AREA" INCLUDES THE PUBLIC PROPERTY THAT IS
3 ADJACENT TO THE CAMPUS, INCLUDING:

4 (I) A SIDEWALK, A STREET, OR ANY OTHER THOROUGHFARE;
5 AND

6 (II) A PARKING FACILITY.

7 (D) "MEMORANDUM OF UNDERSTANDING" MEANS AN AGREEMENT
8 BETWEEN THE JOHNS HOPKINS UNIVERSITY AND THE BALTIMORE POLICE
9 DEPARTMENT REGARDING MATTERS RELATED TO POLICE JURISDICTION AND
10 OPERATIONS.

11 (E) "POLICE DEPARTMENT" MEANS A UNIVERSITY POLICE DEPARTMENT
12 ESTABLISHED UNDER THIS SECTION.

13 (F) "UNIVERSITY" MEANS THE JOHNS HOPKINS UNIVERSITY.

14 (G) "UNIVERSITY POLICE OFFICER" MEANS A POLICE OFFICER OF A POLICE
15 DEPARTMENT ESTABLISHED UNDER THIS SECTION.

16 24-1202.

17 (A) SUBJECT TO THE REQUIREMENTS OF THIS SUBTITLE, THE JOHNS
18 HOPKINS UNIVERSITY MAY ESTABLISH A POLICE DEPARTMENT BASED ON A
19 MEMORANDUM OF UNDERSTANDING.

20 (B) THE MEMORANDUM OF UNDERSTANDING SHALL REQUIRE THAT THE
21 BALTIMORE POLICE DEPARTMENT:

22 (1) HAVE PRIMARY RESPONSIBILITY FOR ALL INVESTIGATIONS AND
23 ARRESTS RELATED TO PART I OFFENSES SPECIFIED UNDER THE UNIFORM CRIME
24 REPORTING PROGRAM, EXCEPT:

25 (I) THEFT;

26 (II) BURGLARY; AND

27 (III) MOTOR VEHICLE TAKING;

28 (2) MAINTAIN ANY EVIDENCE COLLECTED FROM CRIME SCENES AT

1 THE EVIDENCE CONTROL UNIT OF THE BALTIMORE POLICE DEPARTMENT, IN
2 ACCORDANCE WITH BALTIMORE POLICE DEPARTMENT GOVERNING PROCEDURES
3 AND REGULATIONS; AND

4 (3) IMPOUND ANY STOLEN VEHICLES IN ACCORDANCE WITH
5 BALTIMORE POLICE DEPARTMENT GOVERNING PROCEDURES AND REGULATIONS.

6 (c) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A UNIVERSITY
7 POLICE OFFICER HAS THE POWERS GRANTED TO A PEACE AND POLICE OFFICER.

8 (2) (i) A UNIVERSITY POLICE OFFICER MAY EXERCISE THESE
9 POWERS ONLY:

10 1. ON THE UNIVERSITY'S CAMPUS AREA; AND

11 2. CONCURRENTLY WITH THE BALTIMORE POLICE
12 DEPARTMENT, WITHIN AREAS ADJACENT TO THE CAMPUS AREA, AS SPECIFIED IN
13 AN EXECUTED MEMORANDUM OF UNDERSTANDING DEVELOPED WITH INPUT FROM
14 THE RELEVANT COMMUNITY.

15 (ii) A UNIVERSITY POLICE OFFICER MAY NOT EXERCISE THESE
16 POWERS ON ANY OTHER PROPERTY UNLESS:

17 1. ENGAGED IN FRESH PURSUIT OF A SUSPECTED
18 OFFENDER;

19 2. NECESSARY TO FACILITATE THE ORDERLY FLOW OF
20 TRAFFIC TO AND FROM PROPERTY OWNED, LEASED, OPERATED BY, OR UNDER THE
21 CONTROL OF THE UNIVERSITY;

22 3. SPECIALLY REQUESTED OR AUTHORIZED TO
23 EXERCISE THE POWERS IN BALTIMORE CITY BY THE MAYOR OF BALTIMORE CITY;
24 OR

25 4. ORDERED TO EXERCISE THE POWERS BY THE
26 GOVERNOR UNDER A DECLARED STATE OF EMERGENCY.

27 24-1203.

28 IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS
29 SUBTITLE, THE UNIVERSITY SHALL:

30 (1) ADOPT STANDARDS, QUALIFICATIONS, AND PREREQUISITES FOR

1 HIRING AND TRAINING UNIVERSITY POLICE OFFICERS THAT COMPLY WITH THE
2 REGULATIONS OF THE MARYLAND POLICE TRAINING AND STANDARDS
3 COMMISSION;

4 (2) ADOPT STANDARDS FOR CHARACTER, EDUCATION, HUMAN
5 RELATIONS, PUBLIC RELATIONS, AND EXPERIENCE FOR UNIVERSITY POLICE
6 OFFICERS;

7 (3) ENSURE CONSTITUTIONAL AND COMMUNITY-ORIENTED
8 POLICING THROUGH THE ADOPTION OF POLICIES, PRACTICES, AND TRAINING THAT:

9 (I) PROMOTE RECRUITING AND HIRING DIVERSE CANDIDATES,
10 USING LOCAL HIRING AND RESIDENCY INITIATIVES;

11 (II) ADVANCE IMPARTIAL AND NONDISCRIMINATORY POLICING
12 TO PROMOTE DISABILITY AND DIVERSITY AWARENESS AND PREVENT PROFILING
13 AND IMPLICIT BIAS AGAINST RACIAL, ETHNIC, SEXUAL, RELIGIOUS, AND OTHER
14 MINORITIES;

15 (III) PROMOTE APPROPRIATE INTERACTIONS WITH
16 INDIVIDUALS WHO:

17 1. ARE UNDER THE AGE OF 18;

18 2. HAVE BEHAVIORAL HEALTH OR OTHER DISABILITIES;
19 OR

20 3. ARE IN CRISIS;

21 (IV) ENSURE APPROPRIATE USE OF FORCE, INCLUDING:

22 1. THE USE OF ALTERNATIVES TO FORCE;

23 2. THE USE OF DE-ESCALATION TECHNIQUES; AND

24 3. FOR ANY OFFICER WHO CARRIES A FIREARM, THE USE
25 OF NONLETHAL OR LESS-LETHAL WEAPONS;

26 (V) GUARANTEE THE ADOPTION AND USE OF APPROPRIATE
27 AND EFFECTIVE TECHNOLOGY, INCLUDING BODY-WORN CAMERAS AND OTHER
28 RECORDING DEVICES;

29 (VI) ENSURE SAFE AND HUMANE TREATMENT OF INDIVIDUALS

1 IN CUSTODY;

2 (VII) SUPPORT THE LAWFUL EXERCISE OF RIGHTS OF FREE
3 EXPRESSION, PARTICULARLY IN THE CONTEXT OF A UNIVERSITY COMMUNITY;

4 (VIII) BUILD TRUST BETWEEN VICTIMS OF SEXUAL ASSAULT AND
5 THE POLICE DEPARTMENT AND OTHER UNIVERSITY OFFICIALS, CONSISTENT WITH
6 UNIVERSITY POLICY AND FEDERAL AND STATE LAW;

7 (IX) PROMOTE COMMUNITY ENGAGEMENT, INCLUDING:

8 1. REPORTING COMMUNITY ENGAGEMENT PLANS EACH
9 YEAR TO THE ACCOUNTABILITY BOARD ESTABLISHED UNDER § 24-1205 OF THIS
10 SUBTITLE; AND

11 2. ESTABLISHING A PROCESS TO CONSIDER COMMUNITY
12 OR UNIVERSITY REQUESTS FOR ADDITIONAL JURISDICTION FOR THE POLICE
13 DEPARTMENT; AND

14 (X) ESTABLISH A PROCESS TO:

15 1. ALLOW ANY PERSON, INCLUDING MEMBERS OF THE
16 POLICE DEPARTMENT, TO FILE COMPLAINTS AGAINST UNIVERSITY POLICE
17 OFFICERS; AND

18 2. ENSURE TIMELY INVESTIGATION OF ALL
19 COMPLAINTS REGARDING THE POLICE DEPARTMENT AND ITS EMPLOYEES; AND

20 (4) SEEK ACCREDITATION BY THE COMMISSION ON ACCREDITATION
21 FOR LAW ENFORCEMENT AGENCIES, THE INTERNATIONAL ASSOCIATION OF
22 CAMPUS LAW ENFORCEMENT ADMINISTRATORS, OR A SIMILAR ORGANIZATION.

23 24-1204.

24 IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS
25 SUBTITLE, THE UNIVERSITY SHALL CONTINUE TO MAKE USE OF UNIVERSITY
26 SECURITY PERSONNEL OR BUILDING GUARDS IN ADDITION TO THE POLICE
27 DEPARTMENT.

28 24-1205.

29 (A) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS
30 SUBTITLE, THE UNIVERSITY SHALL ESTABLISH A UNIVERSITY POLICE

1 **ACCOUNTABILITY BOARD.**

2 **(B) THE PURPOSE OF THE ACCOUNTABILITY BOARD IS TO:**

3 **(1) ENABLE COMMUNITY MEMBERS TO SHARE COMMUNITY**
4 **CONCERNS REGARDING THE POLICE DEPARTMENT DIRECTLY WITH POLICE**
5 **DEPARTMENT LEADERSHIP;**

6 **(2) REVIEW POLICE DEPARTMENT METRICS;**

7 **(3) PROVIDE FEEDBACK ON EXISTING POLICE DEPARTMENT**
8 **POLICIES AND PRACTICES, INCLUDING POLICE DEPARTMENT STANDARDS FOR**
9 **HIRING AND RECRUITMENT; AND**

10 **(4) SUGGEST IDEAS FOR IMPROVING POLICE DEPARTMENT POLICIES,**
11 **PROCEDURES, AND PERFORMANCE, INCLUDING IDEAS FOR COMMUNITY-BASED**
12 **PUBLIC SAFETY INITIATIVES.**

13 **(C) (1) THE ACCOUNTABILITY BOARD SHALL BE COMPOSED OF 15**
14 **INDIVIDUALS, INCLUDING:**

15 **(I) STUDENTS, FACULTY, AND STAFF OF THE UNIVERSITY; AND**

16 **(II) MEMBERS OF THE BALTIMORE CITY COMMUNITY FROM**
17 **THE NEIGHBORHOODS ADJACENT TO THE CAMPUS AREA.**

18 **(2) THE ACCOUNTABILITY BOARD SHALL INCLUDE AT LEAST ONE**
19 **COMMUNITY REPRESENTATIVE WHO IS UNAFFILIATED WITH THE UNIVERSITY FROM**
20 **EACH OF THE FOLLOWING NEIGHBORHOODS:**

21 **(I) THE NEIGHBORHOOD ADJACENT TO THE UNIVERSITY'S**
22 **HOMEWOOD CAMPUS;**

23 **(II) THE NEIGHBORHOOD ADJACENT TO THE UNIVERSITY'S**
24 **EAST BALTIMORE CAMPUS; AND**

25 **(III) THE NEIGHBORHOOD ADJACENT TO THE UNIVERSITY'S**
26 **PEABODY CAMPUS.**

27 **(3) EXCEPT AS PROVIDED IN PARAGRAPH (4) OF THIS SUBSECTION,**
28 **UNIVERSITY LEADERSHIP SHALL APPOINT THE INDIVIDUALS TO THE**
29 **ACCOUNTABILITY BOARD.**

1 **(4) (I) THE MAYOR OF BALTIMORE CITY AND THE BALTIMORE**
2 **CITY COUNCIL PRESIDENT EACH SHALL APPOINT AN INDIVIDUAL TO THE**
3 **ACCOUNTABILITY BOARD.**

4 **(II) UNIVERSITY LEADERSHIP, IN CONSULTATION WITH THE**
5 **BALTIMORE CITY COUNCIL, SHALL APPOINT THE COMMUNITY REPRESENTATIVES**
6 **SPECIFIED UNDER PARAGRAPH (2) OF THIS SUBSECTION.**

7 **(D) THE ACCOUNTABILITY BOARD SHALL HAVE THE AUTHORITY TO:**

8 **(1) REVIEW POLICE DEPARTMENT METRICS INVOLVING CRIME;**

9 **(2) REVIEW CURRENT AND PROSPECTIVE POLICE DEPARTMENT**
10 **POLICIES, PROCEDURES, AND TRAINING; AND**

11 **(3) PROVIDE RECOMMENDATIONS TO THE UNIVERSITY ON CURRENT**
12 **AND PROSPECTIVE POLICE DEPARTMENT POLICIES, PROCEDURES, AND TRAINING.**

13 **(E) THE ACCOUNTABILITY BOARD SHALL:**

14 **(1) MEET AT LEAST QUARTERLY;**

15 **(2) HOLD AT LEAST ONE PUBLIC MEETING EACH YEAR TO SEEK INPUT**
16 **ON POLICE DEPARTMENT POLICIES, PROCEDURES, AND TRAINING FROM**
17 **COMMUNITY MEMBERS OF BALTIMORE CITY; AND**

18 **(3) POST THE MINUTES FROM EACH MEETING ON A WEBSITE**
19 **AVAILABLE TO THE PUBLIC.**

20 **24-1206.**

21 **IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS**
22 **SUBTITLE, THE POLICE DEPARTMENT IS SUBJECT TO THE JURISDICTION OF THE**
23 **CIVILIAN REVIEW BOARD OF BALTIMORE CITY ESTABLISHED UNDER § 16-42 OF**
24 **THE PUBLIC LOCAL LAWS OF BALTIMORE CITY.**

25 **24-1207.**

26 **IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS**
27 **SUBTITLE, THE POLICE DEPARTMENT SHALL ESTABLISH AT LEAST ONE POLICE**
28 **ATHLETIC/ACTIVITY LEAGUE IN BALTIMORE CITY THROUGH THE NATIONAL**
29 **ASSOCIATION OF POLICE ATHLETIC/ACTIVITIES LEAGUE, INC., AT ITS OWN**
30 **EXPENSE.**

1 24-1208.

2 (A) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS
3 SUBTITLE, ON OR BEFORE OCTOBER 1 EACH YEAR, THE UNIVERSITY SHALL REPORT
4 FOR THE PREVIOUS FISCAL YEAR:

5 (1) THE TOTAL NUMBER OF UNIVERSITY POLICE OFFICERS
6 EMPLOYED BY THE UNIVERSITY;

7 (2) THE AMOUNT OF FUNDS USED TO MAINTAIN THE POLICE
8 DEPARTMENT;

9 (3) THE TOTAL NUMBER OF CRIMES THAT RESULTED IN A
10 UNIVERSITY POLICE OFFICER ARRESTING AN INDIVIDUAL;

11 (4) THE TYPES OF CRIMES THAT RESULTED IN A UNIVERSITY POLICE
12 OFFICER ARRESTING AN INDIVIDUAL;

13 (5) THE TOTAL NUMBER OF TRAFFIC STOPS;

14 (6) (I) THE NUMBER, TYPE, AND DISPOSITION OF COMPLAINTS
15 FILED AGAINST UNIVERSITY POLICE OFFICERS; AND

16 (2) THE NUMBER AND TYPE OF INDIVIDUALS WHO FILED
17 COMPLAINTS, INCLUDING WHETHER THE INDIVIDUAL WHO FILED THE COMPLAINT
18 WAS A STUDENT, A FACULTY MEMBER, A STAFF MEMBER, OR AN INDIVIDUAL
19 UNAFFILIATED WITH THE UNIVERSITY;

20 (7) A DESCRIPTION OF THE COMPLAINT REVIEW PROCESS THE
21 UNIVERSITY USES TO REVIEW A COMPLAINT FILED AGAINST A UNIVERSITY POLICE
22 OFFICER;

23 (8) THE NUMBER OF OFFICERS DISCIPLINED, INCLUDING THE TYPE
24 OF DISCIPLINE ADMINISTERED;

25 (9) THE NUMBER OF UNIVERSITY POLICE OFFICER-INVOLVED
26 SHOOTINGS, LINE-OF-DUTY DEATHS, AND IN-CUSTODY DEATHS; AND

27 (10) A DESCRIPTION OF THE NUMBER OF COMMUNITY OUTREACH
28 EVENTS BY THE POLICE DEPARTMENT.

29 (B) THE INFORMATION REQUIRED UNDER SUBSECTION (A) OF THIS

1 SECTION SHALL BE:

2 (1) DISAGGREGATED BY RACE, ETHNICITY, GENDER, AGE, AND
3 OFFICER RANK; AND

4 (2) REPORTED IN A MANNER, CONSISTENT WITH FEDERAL LAW, THAT
5 PROTECTS THE CONFIDENTIALITY OF THE INDIVIDUAL WHO FILED THE COMPLAINT
6 TO THE EXTENT POSSIBLE.

7 (C) THE UNIVERSITY SHALL REPORT THE INFORMATION SPECIFIED IN
8 SUBSECTION (A) OF THIS SECTION TO:

9 (1) THE MAYOR OF BALTIMORE CITY;

10 (2) THE BALTIMORE CITY COUNCIL;

11 (3) IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT
12 ARTICLE, THE GENERAL ASSEMBLY; AND

13 (4) THE ACCOUNTABILITY BOARD.

14 24-1209.

15 NOTHING IN THIS SUBTITLE SHALL BE CONSTRUED TO AFFECT THE RIGHT OF
16 EMPLOYEES OF THE POLICE DEPARTMENT TO FORM, JOIN, SUPPORT, OR
17 PARTICIPATE IN A LABOR ORGANIZATION TO ENGAGE IN COLLECTIVE BARGAINING
18 UNDER APPLICABLE FEDERAL LAW.

19 Article – Public Safety

20 3-101.

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

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

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

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

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

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

1 **OR**

2 **27. THE POLICE DEPARTMENT OF THE JOHNS HOPKINS**
3 **UNIVERSITY ESTABLISHED IN ACCORDANCE WITH TITLE 24, SUBTITLE 12 OF THE**
4 **EDUCATION ARTICLE.**

5 (2) “Law enforcement officer” does not include:

6 (ix) a City of Hagerstown fire and explosive investigator as defined
7 in § 2–208.5 of the Criminal Procedure Article; [or]

8 (x) a Howard County fire and explosive investigator as defined in §
9 2–208.6 of the Criminal Procedure Article; **OR**

10 **(XI) THE CHIEF OF POLICE OF THE POLICE DEPARTMENT OF**
11 **THE JOHNS HOPKINS UNIVERSITY ESTABLISHED IN ACCORDANCE WITH TITLE 24,**
12 **SUBTITLE 12 OF THE EDUCATION ARTICLE.**

13 3–107.

14 (a) (1) Except as provided in paragraph (2) of this subsection and § 3–111 of
15 this subtitle, if the investigation or interrogation of a law enforcement officer results in a
16 recommendation of demotion, dismissal, transfer, loss of pay, reassignment, or similar
17 action that is considered punitive, the law enforcement officer is entitled to a hearing on
18 the issues by a hearing board before the law enforcement agency takes that action.

19 (2) A law enforcement officer who has been convicted of a felony is not
20 entitled to a hearing under this section.

21 (c) (1) Except as provided in paragraph (5) of this subsection and in § 3–111 of
22 this subtitle, the hearing board authorized under this section shall consist of at least three
23 voting members who:

24 (i) are appointed by the chief and chosen from law enforcement
25 officers within that law enforcement agency, or from law enforcement officers of another
26 law enforcement agency with the approval of the chief of the other agency; and

27 (ii) have had no part in the investigation or interrogation of the law
28 enforcement officer.

29 (2) At least one member of the hearing board shall be of the same rank as
30 the law enforcement officer against whom the complaint is filed.

31 (3) (i) Subject to [subparagraph] **SUBPARAGRAPHS (ii) AND (III)** of
32 this paragraph, a chief may appoint, as a nonvoting member of the hearing board, one
33 member of the public who has received training administered by the Maryland Police

1 Training and Standards Commission on the Law Enforcement Officers' Bill of Rights and
2 matters relating to police procedures.

3 (ii) If authorized by local law, a hearing board formed under
4 paragraph (1) of this subsection may include up to two voting or nonvoting members of the
5 public who have received training administered by the Maryland Police Training and
6 Standards Commission on the Law Enforcement Officers' Bill of Rights and matters
7 relating to police procedures.

8 (iii) **AT THE JOHNS HOPKINS UNIVERSITY, IF AUTHORIZED BY**
9 **LOCAL LAW, A HEARING BOARD FORMED UNDER PARAGRAPH (1) OF THIS**
10 **SUBSECTION SHALL INCLUDE TWO VOTING MEMBERS OF THE PUBLIC WHO HAVE**
11 **RECEIVED TRAINING ADMINISTERED BY THE MARYLAND POLICE TRAINING AND**
12 **STANDARDS COMMISSION ON THE LAW ENFORCEMENT OFFICERS' BILL OF RIGHTS**
13 **AND MATTERS RELATING TO POLICE PROCEDURES.**

14 3-201.

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

16 (f) (1) "Police officer" means an individual who:

17 (i) is authorized to enforce the general criminal laws of the State;
18 and

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

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

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

24 **OR**

25 **23. THE POLICE DEPARTMENT OF THE JOHNS HOPKINS**
26 **UNIVERSITY ESTABLISHED IN ACCORDANCE WITH TITLE 24, SUBTITLE 12 OF THE**
27 **EDUCATION ARTICLE.**

28 3-212.

29 (a) Subject to the hearing provisions of subsection (b) of this section, the
30 Commission may suspend or revoke the certification of a police officer if the police officer:

31 (1) violates or fails to meet the Commission's standards; or

32 (2) knowingly fails to report suspected child abuse in violation of § 5-704

1 of the Family Law Article.

2 **Article 4 – Baltimore City**

3 16–41.

4 (a) In this subheading the following words have the meanings indicated.

5 (g) “Law enforcement unit” means:

6 (1) the Police Department of Baltimore City;

7 (2) the Baltimore City School Police;

8 (3) the Housing Authority of Baltimore City Police;

9 (4) the Baltimore City Sheriff’s Department;

10 (5) the Baltimore City Watershed Police Force;

11 (6) the police force of the Baltimore City Community College; [or]

12 (7) the police force of Morgan State University; **OR**

13 **(8) THE POLICE DEPARTMENT OF THE JOHNS HOPKINS UNIVERSITY.**

14 16–42.

15 (a) The Civilian Review Board of Baltimore City is established to provide a
16 permanent, statutory agency in Baltimore City through which:

17 (1) complaints lodged by members of the public regarding abusive
18 language, false arrest, false imprisonment, harassment, or excessive force by police officers
19 of a law enforcement unit shall be processed, investigated under § 16–46 of this subheading,
20 and evaluated; and

21 (2) policies of a law enforcement unit may be reviewed.

22 (b) Jurisdiction of the Board shall extend only to complaints against police officers
23 with respect to abusive language, false arrest, false imprisonment, harassment, and use of
24 excessive force as defined in § 16–41 of this subheading and by the law enforcement unit’s
25 rules and regulations.

26 (c) A law enforcement unit shall place posters in all law enforcement unit stations
27 and elsewhere throughout the City to explain the procedure for filing a complaint.

28 (d) An explanation of the Board’s complaint procedures shall be made to all police

1 officers in a general order to be included in the manual of rules and procedures of a law
2 enforcement unit, and shall be included in the training program for new police officers.

3 (e) Each member of the Board shall receive training on the issues of abusive
4 language, false arrest, false imprisonment, harassment, and excessive force.

5 SECTION 3. AND BE IT FURTHER ENACTED, That:

6 (a) Before executing a memorandum of understanding under Section 2 of this Act,
7 the Johns Hopkins University shall:

8 (1) post publicly the proposed memorandum of understanding document
9 for 30 days on a website available to the public;

10 (2) provide the Baltimore City Council 30 days to review and submit
11 written comments to the University on the proposed memorandum of understanding;

12 (3) provide affected individuals, neighborhoods, community groups, and
13 local officials with an opportunity to review and comment on the proposed memorandum of
14 understanding; and

15 (4) host at least two public forums to present the proposed memorandum
16 of understanding:

17 (i) one of which the University shall hold on or near the Homewood
18 and Peabody campuses; and

19 (ii) one of which the University shall hold on or near the East
20 Baltimore campus.

21 (b) The University shall provide notice of the public forums required under
22 subsection (a)(4) of this section at least 10 days before the forum by:

23 (1) posting a notice on a website available to the public; and

24 (2) e-mailing a notice to University affiliates and community associations
25 that are in proximity to the campuses.

26 (c) If a final memorandum of understanding is executed by all parties, the
27 University shall post a copy of the executed memorandum of understanding on a website
28 available to the public.

29 SECTION 4. AND BE IT FURTHER ENACTED, That:

30 (a) It is the intent of the General Assembly that the East Baltimore Historical
31 Library in Baltimore City receive State funds in the amount of \$100,000 if the Johns
32 Hopkins University provides matching funds.

1 (b) Any funds provided to the East Baltimore Historical Library under subsection
2 (a) of this section shall be used for the acquisition, planning, design, construction, or capital
3 equipping of the East Baltimore Historical Library.

4 SECTION 5. AND BE IT FURTHER ENACTED, That this Act shall take effect July
5 1, 2019.