

SENATE BILL 935

F1
SB 973/22 – SRU

3lr3014

By: **Senator Jennings**

Introduced and read first time: February 16, 2023

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Public Schools – School Resource Officers – Firearms Required**

3 FOR the purpose of requiring a Baltimore City school police officer or a school resource
4 officer to carry a firearm while present on the premises of a certain school; and
5 generally relating to school resource officers.

6 BY repealing and reenacting, with amendments,
7 Article – Education
8 Section 4–318(d)(3)(i) and 7–1508
9 Annotated Code of Maryland
10 (2022 Replacement Volume)

11 BY repealing and reenacting, without amendments,
12 Article – Education
13 Section 7–1501(a) and (j)
14 Annotated Code of Maryland
15 (2022 Replacement Volume)

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

18 **Article – Education**

19 4–318.

20 (d) (3) (i) Notwithstanding any other provision of law, a Baltimore City
21 school police officer whose permanent or temporary assignment is at a school or on school
22 property [may] **SHALL** carry a firearm on the premises of the school to which the officer is
23 assigned before or after regular school hours on school days and on days other than school
24 days.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 7-1501.

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

3 (j) "School resource officer" means:

4 (1) A law enforcement officer as defined under § 3-101(e) of the Public
5 Safety Article who has been assigned to a school in accordance with a memorandum of
6 understanding between the chief of a law enforcement agency as defined under § 3-101(b)
7 of the Public Safety Article and the local education agency; or

8 (2) A Baltimore City school police officer, as defined in § 4-318 of this
9 article.

10 7-1508.

11 (a) (1) Each local school system shall designate a school safety coordinator.

12 (2) A designated school safety coordinator shall:

13 (i) Be certified by the Center; and

14 (ii) Serve as a liaison between the local school system, the local law
15 enforcement agency, and the Center.

16 **(B) A SCHOOL RESOURCE OFFICER SHALL CARRY A FIREARM WHILE**
17 **PRESENT ON THE PREMISES OF THE SCHOOL TO WHICH THE OFFICER IS ASSIGNED.**

18 **[(b)] (C)** (1) (i) On or before September 1, 2018, the Center, in
19 consultation with local school systems, shall:

20 1. Develop a specialized curriculum for use in training of
21 school resource officers and school security employees; and

22 2. Submit the curriculum to the Maryland Police Training
23 and Standards Commission for approval.

24 (ii) The specialized curriculum developed under this subsection shall
25 include training in:

26 1. De-escalation;

27 2. Disability awareness;

28 3. Maintaining a positive school climate;

1 4. Constructive interactions with students; and

2 5. Implicit bias and disability and diversity awareness with
3 specific attention to racial and ethnic disparities.

4 (iii) 1. The specialized curriculum developed under this
5 subsection may not go into effect until it is approved by the Maryland Police Training and
6 Standards Commission.

7 2. If the Maryland Police Training and Standards
8 Commission does not initially approve the specialized curriculum, the Center shall amend
9 the curriculum until it meets with the Commission's approval.

10 (2) On or before March 1, 2019, the Center shall develop and submit to the
11 Maryland Police Training and Standards Commission for approval a model training
12 program that meets the requirements of the curriculum approved under paragraph (1) of
13 this subsection.

14 (3) Each local law enforcement agency shall:

15 (i) Enroll individuals assigned to be school resource officers in the
16 model training program developed by the Center under paragraph (2) of this subsection; or

17 (ii) 1. Submit to the Maryland Police Training and Standards
18 Commission for approval a training program that is consistent with the curriculum
19 developed under paragraph (1) of this subsection; and

20 2. Enroll individuals assigned to be school resource officers
21 in the training program developed under item 1 of this item.

22 (4) Beginning September 1, 2019, to be assigned as a school resource officer
23 an individual shall:

24 (i) Complete:

25 1. The model training program developed by the Center
26 under paragraph (2) of this subsection through instruction provided by the Center in
27 collaboration with the Maryland Police Training and Standards Commission; or

28 2. A local law enforcement agency's training program
29 developed under paragraph (3)(ii) of this subsection; and

30 (ii) Be certified by the Maryland Police Training and Standards
31 Commission.

32 (5) Beginning September 1, 2019, to be employed as a school security
33 employee at a public school, an individual shall complete:

1 (i) The model training program developed by the Center under
2 paragraph (2) of this subsection through instruction provided by the Center in collaboration
3 with the Maryland Police Training and Standards Commission; or

4 (ii) A local law enforcement agency's training program developed
5 under paragraph (3)(ii) of this subsection.

6 **[(c)] (D)** The Center shall collect data regarding the school resource officers in
7 each local school system, including:

8 (1) The number of full-time and part-time school resource officers
9 assigned to each elementary school, middle school, and high school; and

10 (2) Any other local school system employees or local law enforcement
11 officers who are fulfilling the role of a school resource officer.

12 **[(d)] (E)** (1) On or before December 15, 2018, the Center, in collaboration
13 with local law enforcement agencies and local school systems, shall analyze the initial data
14 collected under subsection **[(c)] (D)** of this section and develop guidelines to assist local
15 school systems in:

16 (i) Identifying the appropriate number and assignment of school
17 resource officers, including supplemental coverage by local law enforcement agencies; and

18 (ii) Collaborating and communicating with local law enforcement
19 agencies.

20 (2) On or before July 1, 2019, each local school system, in consultation with
21 local law enforcement agencies, shall:

22 (i) Develop a plan to implement the guidelines developed by the
23 Center; and

24 (ii) Submit the plan to the Center for review and comment.

25 **[(e)] (F)** (1) Before the 2018–2019 school year begins, each local school
26 system shall file a report with the Center identifying:

27 (i) The public high schools in the local school system's jurisdiction
28 that have a school resource officer assigned to the school; and

29 (ii) If a public high school in the local school system's jurisdiction is
30 not assigned a school resource officer, the adequate local law enforcement coverage that
31 will be provided to the public high school.

32 (2) Beginning with the 2019–2020 school year, and each school year

1 thereafter, before the school year begins, each local school system shall, in accordance with
2 the plan developed under subsection [(d)(2)] **(E)(2)** of this section, file a report identifying:

3 (i) The public schools in the local school system's jurisdiction that
4 have a school resource officer assigned to the school; and

5 (ii) If a public school in the local school system's jurisdiction is not
6 assigned a school resource officer, the adequate local law enforcement coverage that will be
7 provided to the public school.

8 (3) On or before October 1, 2018, and each October 1 thereafter, the Center
9 shall submit a summary of the reports required under this subsection to the Governor and,
10 in accordance with § 2-1257 of the State Government Article, the General Assembly.

11 [(f)] **(G)** Each local school system shall post on the school system's website
12 information on the role and authority of school resource officers assigned to public schools
13 within the school system.

14 [(g)] **(H)** (1) For fiscal year 2020 and each fiscal year thereafter, the Governor
15 shall include in the annual budget bill an appropriation of \$10,000,000 to the Fund for the
16 purpose of providing grants to local school systems and local law enforcement agencies to
17 assist in meeting the requirements of subsection [(e)] **(F)** of this section.

18 (2) Grants provided under this subsection shall be made to each local
19 school system based on the number of schools in each school system in proportion to the
20 total number of public schools in the State in the prior year.

21 [(h)] **(I)** (1) The Center shall collect data on incidents of use of force between:

22 (i) Any school resource officer and a student while a school resource
23 officer is carrying out the officer's duties; and

24 (ii) Any school security employee and a student while the school
25 security employee is carrying out the employee's duties.

26 (2) On or before December 1, 2020, and each December 1 thereafter, the
27 Center shall submit a report on the data collected under paragraph (1) of this subsection
28 for each jurisdiction, in accordance with federal and State law, to the Governor and, in
29 accordance with § 2-1257 of the State Government Article, the General Assembly.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
31 1, 2023.