

HOUSE BILL 899

E4

7lr0633

By: **Delegates Anderson, Atterbeary, D. Barnes, Barron, Branch, Brooks, Conaway, Davis, Fennell, Glenn, Gutierrez, Hayes, Haynes, Holmes, C. Howard, Jackson, Jalisi, Jones, McCray, Oaks, Patterson, Pena–Melnik, Proctor, Queen, Sample–Hughes, Sanchez, Stein, Sydnor, Turner, A. Washington, M. Washington, C. Wilson, and R. Lewis**

Introduced and read first time: February 6, 2017

Assigned to: Judiciary

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 11, 2017

CHAPTER _____

1 AN ACT concerning

2 **Public Safety – Maryland Police Training and Standards Commission –**
3 **Psychological ~~Evaluations~~ Assessments of Law Enforcement Officers**

4 FOR the purpose of requiring the Maryland Police Training and Standards Commission to
5 develop standards for the periodic psychological ~~evaluation~~ assessment of all law
6 enforcement officers, if determined by the Commission to be appropriate; and
7 generally relating to the Maryland Police Training and Standards Commission.

8 BY repealing and reenacting, with amendments,
9 Article – Public Safety
10 Section 3–207(a)
11 Annotated Code of Maryland
12 (2011 Replacement Volume and 2016 Supplement)

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

15 **Article – Public Safety**

16 3–207.

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 (a) The Commission has the following powers and duties:

2 (1) to establish standards for the approval and continuation of approval of
3 schools that conduct police entrance-level and in-service training courses required by the
4 Commission, including State, regional, county, and municipal training schools;

5 (2) to approve and issue certificates of approval to police training schools;

6 (3) to inspect police training schools;

7 (4) to revoke, for cause, the approval or certificate of approval issued to a
8 police training school;

9 (5) to establish the following for police training schools:

10 (i) curriculum;

11 (ii) minimum courses of study;

12 (iii) attendance requirements;

13 (iv) eligibility requirements;

14 (v) equipment and facilities;

15 (vi) standards of operation; and

16 (vii) minimum qualifications for instructors;

17 (6) to require, for entrance-level police training and at least every 3 years
18 for in-service level police training conducted by the State and each county and municipal
19 police training school, that the curriculum and minimum courses of study include special
20 training, attention to, and study of the application and enforcement of:

21 (i) the criminal laws concerning rape and sexual offenses, including
22 the sexual abuse and exploitation of children and related evidentiary procedures;

23 (ii) the contact with and treatment of victims of crimes and
24 delinquent acts;

25 (iii) the notices, services, support, and rights available to victims and
26 victims' representatives under State law; and

27 (iv) the notification of victims of identity fraud and related crimes of
28 their rights under federal law;

1 (7) to certify and issue appropriate certificates to qualified instructors for
2 police training schools authorized by the Commission to offer police training programs;

3 (8) to verify that police officers have satisfactorily completed training
4 programs and issue diplomas to those police officers;

5 (9) to conduct and operate police training schools authorized by the
6 Commission to offer police training programs;

7 (10) to make a continuous study of entrance-level and in-service training
8 methods and procedures;

9 (11) to consult with and accept the cooperation of any recognized federal,
10 State, or municipal law enforcement agency or educational institution;

11 (12) to consult and cooperate with universities, colleges, and institutions in
12 the State to develop specialized courses of study for police officers in police science and
13 police administration;

14 (13) to consult and cooperate with other agencies and units of the State
15 concerned with police training;

16 (14) to develop, with the cooperation of the Office of the Chief Medical
17 Examiner and the Federal Bureau of Investigation, a uniform missing person report form
18 to be available for use by each law enforcement agency of the State on or before October 1,
19 2008;

20 (15) to require, for entrance-level police training and annually for
21 in-service level police training conducted by the State and each county and municipal police
22 training school, that the curriculum and minimum courses of study include, for police
23 officers who are issued an electronic control device by a law enforcement agency, special
24 training in the proper use of electronic control devices, as defined in § 4-109 of the Criminal
25 Law Article, consistent with established law enforcement standards and federal and State
26 constitutional provisions;

27 (16) to require, for entrance-level police training and, as determined by the
28 Commission, for in-service level training conducted by the State and each county and
29 municipal police training school, that the curriculum and minimum courses of study
30 include, consistent with established law enforcement standards and federal and State
31 constitutional provisions:

32 (i) training in lifesaving techniques, including Cardiopulmonary
33 Resuscitation (CPR);

34 (ii) training in the proper level and use of force;

1 (iii) training regarding sensitivity to cultural and gender diversity;
2 and

3 (iv) training regarding individuals with physical, intellectual,
4 developmental, and psychiatric disabilities;

5 (17) to require, for entrance-level police training and at least every 2 years
6 for in-service level police training conducted by the State and each county and municipal
7 police training school, that the curriculum and minimum courses of study include special
8 training, attention to, and study of the application of antidiscrimination and use of force
9 de-escalation training;

10 (18) to develop, with the cooperation of the Office of the Attorney General,
11 the Governor's Office of Crime Control and Prevention, and the Federal Trade Commission,
12 a uniform identity fraud reporting form that:

13 (i) makes transmitted data available on or before October 1, 2011,
14 for use by each law enforcement agency of State and local government; and

15 (ii) may authorize the data to be transmitted to the Consumer
16 Sentinel program in the Federal Trade Commission;

17 (19) to adopt and recommend a set of best practices and standards for use of
18 force;

19 (20) to evaluate and modernize recruitment standards and practices of law
20 enforcement agencies to increase diversity within those law enforcement agencies and
21 develop strategies for recruiting women and African American, Hispanic or Latino, and
22 other minority candidates;

23 (21) to develop standards for:

24 **(I)** the mandatory psychological evaluation of a law enforcement
25 officer who was actively involved in an incident when another person was seriously injured
26 or killed as a result of an accident or a shooting or has returned from combat deployment;
27 **AND**

28 **(II) THE PERIODIC PSYCHOLOGICAL ~~EVALUATION~~ ASSESSMENT**
29 **OF ALL LAW ENFORCEMENT OFFICERS, IF DETERMINED BY THE COMMISSION TO BE**
30 **APPROPRIATE;**

31 (22) to require:

32 (i) a statement condemning motorcycle profiling to be included in
33 existing written policies regarding other profiling; and

1 (ii) for entrance-level police training and for in-service level
2 training conducted by the State and each county and municipal police training school, that
3 the curriculum and minimum courses of study include, consistent with established law
4 enforcement standards and federal and State constitutional provisions, training related to
5 motorcycle profiling in conjunction with existing training regarding other profiling; and

6 (23) to perform any other act, including adopting regulations, that is
7 necessary or appropriate to carry out the powers and duties of the Commission under this
8 subtitle.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 October 1, 2017.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.