

SENATE BILL 907

E4

EMERGENCY BILL

0lr3485
CF HB 1579

By: **Senators Smith, Hayes, and Waldstreicher**

Introduced and read first time: February 3, 2020

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 3, 2020

CHAPTER _____

1 AN ACT concerning

2 **Public Safety – Crime Plan and Law Enforcement Councils**
3 **(Maryland State Crime Plan)**

4 FOR the purpose of establishing the Law Enforcement Coordinating Council; providing for
5 the composition, chair, and staffing of the Council; prohibiting a member of the
6 Council from receiving certain compensation, but authorizing the reimbursement of
7 certain expenses; requiring the Council to prepare a certain comprehensive crime
8 plan for the State; requiring the Council to meet a certain number of times annually;
9 requiring the Governor, or the Governor's designee, to attend a certain number of
10 Council meetings; requiring the Council to report its activities and recommendations
11 annually to the Governor and the General Assembly on or before a certain date;
12 establishing certain regional law enforcement councils for certain regions
13 determined by the Law Enforcement Coordinating Council; establishing the purpose
14 of each regional council; providing for the composition, chair, and staffing of each
15 regional council; requiring certain meetings to be held by the regional councils for
16 certain purposes; requiring the regional councils to meet a certain number of times
17 annually; requiring the regional councils to report on their activities and
18 recommendations annually to the Governor and the General Assembly on or before
19 a certain date; requiring the Governor's Office of Crime Control and Prevention to
20 report to the Governor and the General Assembly ~~each month~~ on or before certain
21 dates each year on how certain State assets are being deployed to prevent crime;
22 making this Act an emergency measure; providing for the termination of a certain
23 provision of this Act; and generally relating to a State crime plan and the creation of
24 certain councils related to law enforcement.

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.



BY adding to
Article – Public Safety
Section 2–315 and 2–316
Annotated Code of Maryland
(2018 Replacement Volume and 2019 Supplement)

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

Article – Public Safety

2–315.

**(A) THERE IS A LAW ENFORCEMENT COORDINATING COUNCIL WITHIN THE
DEPARTMENT.**

(B) THE PURPOSE OF THE COUNCIL IS TO PREVENT AND REDUCE CRIME BY:

(1) COORDINATING AND FOCUSING STATE RESOURCES; AND

**(2) ENSURING INTERAGENCY COMMUNICATIONS AND
INTELLIGENCE–SHARING.**

(C) THE COUNCIL CONSISTS OF THE FOLLOWING MEMBERS:

**(1) THE SECRETARY OF PUBLIC SAFETY AND CORRECTIONAL
SERVICES, OR THE SECRETARY’S DESIGNEE;**

**(2) THE SECRETARY OF JUVENILE SERVICES, OR THE SECRETARY’S
DESIGNEE;**

**(3) THE SECRETARY OF HUMAN SERVICES, OR THE SECRETARY’S
DESIGNEE;**

**(4) THE SECRETARY OF HOUSING AND COMMUNITY DEVELOPMENT,
OR THE SECRETARY’S DESIGNEE;**

**(5) THE DIRECTOR OF THE MARYLAND EMERGENCY MANAGEMENT
AGENCY, OR THE DIRECTOR’S DESIGNEE;**

**(6) THE DIRECTOR OF THE MARYLAND COORDINATION AND
ANALYSIS CENTER, OR THE DIRECTOR’S DESIGNEE;**

**(7) THE DIRECTOR OF THE GOVERNOR’S OFFICE OF CRIME
CONTROL AND PREVENTION, OR THE DIRECTOR’S DESIGNEE;**

1 (8) THE SECRETARY, OR THE SECRETARY'S DESIGNEE;

2 (9) THE CHIEF OF THE LARGEST LAW ENFORCEMENT AGENCY IN
3 EACH COUNTY, OR THE CHIEF'S DESIGNEE;

4 (10) THE CHIEF OF THE LARGEST LAW ENFORCEMENT AGENCY IN THE
5 CITY OF ANNAPOLIS, OR THE CHIEF'S DESIGNEE;

6 (11) THE CHIEF OF THE LARGEST LAW ENFORCEMENT AGENCY IN
7 OCEAN CITY, OR THE CHIEF'S DESIGNEE;

8 (12) THE CHIEF OF THE MARYLAND TRANSIT ADMINISTRATION
9 POLICE, OR THE CHIEF'S DESIGNEE; AND

10 (13) THE CHIEF OF THE MARYLAND TRANSPORTATION AUTHORITY
11 POLICE, OR THE CHIEF'S DESIGNEE.

12 (D) THE SECRETARY SHALL SERVE AS THE CHAIR OF THE COUNCIL.

13 (E) THE DEPARTMENT SHALL PROVIDE STAFF FOR THE COUNCIL.

14 (F) A MEMBER OF THE COUNCIL:

15 (1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE
16 COUNCIL; BUT

17 (2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE
18 STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

19 (G) (1) THE COUNCIL SHALL PREPARE AND REVISE, AS NECESSARY, A
20 COMPREHENSIVE CRIME PLAN FOR THE STATE OR FOR EACH REGION OF THE
21 STATE.

22 (2) THE PLAN UNDER PARAGRAPH (1) OF THIS SUBSECTION ~~SHALL~~
23 MAY:

24 (I) IDENTIFY STATE RESOURCES AND ASSETS THAT STATE
25 AGENCIES ARE USING TO:

26 1. SUPPORT LAW ENFORCEMENT ACTIVITIES; AND

27 2. PROVIDE SUPPORT SERVICES FOR COMMUNITIES
28 WITH THE GREATEST CONCENTRATION OF CRIME;

(II) ESTABLISH LAW ENFORCEMENT REGIONS IN THE STATE BASED ON PUBLIC SAFETY COMMONALITIES AND PRIORITIES ACROSS JURISDICTIONS;

(III) SPECIFY STRATEGIES TO:

1. SHARE INTELLIGENCE BETWEEN LAW ENFORCEMENT AGENCIES;

2. DEVELOP PATROL AGREEMENTS ACROSS JURISDICTIONS; AND

3. PROVIDE MUTUAL AID TO LAW ENFORCEMENT AGENCIES ACROSS JURISDICTIONS;

(IV) ESTABLISH TARGETED INITIATIVES, INCLUDING INITIATIVES RELATING TO WARRANTS, EARLY CRIME ALERT AND RISK ASSESSMENT TOOLS, AND DATA-SHARING;

(V) IDENTIFY REGIONS FOR THE ESTABLISHMENT OF REGIONAL LAW ENFORCEMENT COUNCILS UNDER § 2-316 OF THIS SUBTITLE; AND

(VI) IDENTIFY AREAS WHERE LAW ENFORCEMENT AGENCIES CAN COLLABORATE TO PROVIDE SUPPORT AND HUMAN SERVICES TO INDIVIDUALS MOST LIKELY TO BE VICTIMS OR PERPETRATORS OF CRIME.

(H) (1) THE COUNCIL SHALL MEET AT LEAST ~~QUARTERLY~~ TWICE EACH YEAR.

(2) THE GOVERNOR, OR THE GOVERNOR'S DESIGNEE, SHALL ATTEND AT LEAST ONE MEETING OF THE COUNCIL EACH YEAR.

(I) THE COUNCIL MAY INVITE OTHER CHIEFS OF LAW ENFORCEMENT ENTITIES TO PARTICIPATE IN THE COUNCIL.

(J) ON OR BEFORE DECEMBER 1 EACH YEAR, THE COUNCIL SHALL SUBMIT A REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY CONCERNING ITS ACTIVITIES AND RECOMMENDATIONS.

2-316.

1 (A) THE DEPARTMENT SHALL ESTABLISH A REGIONAL LAW ENFORCEMENT
2 COUNCIL FOR EACH OF THE REGIONS ESTABLISHED BY THE LAW ENFORCEMENT
3 COORDINATING COUNCIL UNDER § 2-315 OF THIS SUBTITLE.

4 (B) THE PURPOSE OF EACH REGIONAL COUNCIL IS TO PREVENT AND
5 REDUCE CRIME BY:

6 (1) COORDINATING AND FOCUSING STATE AND LOCAL RESOURCES;
7 AND

8 (2) ENSURING INTERAGENCY COMMUNICATIONS AND
9 INTELLIGENCE-SHARING.

10 (C) EACH REGIONAL COUNCIL SHALL CONSIST OF THE FOLLOWING
11 MEMBERS:

12 (1) THE SECRETARY OF PUBLIC SAFETY AND CORRECTIONAL
13 SERVICES, OR THE SECRETARY'S DESIGNEE;

14 (2) THE SECRETARY OF JUVENILE SERVICES, OR THE SECRETARY'S
15 DESIGNEE;

16 (3) THE SECRETARY OF HUMAN SERVICES, OR THE SECRETARY'S
17 DESIGNEE;

18 (4) THE SECRETARY OF HOUSING AND COMMUNITY DEVELOPMENT,
19 OR THE SECRETARY'S DESIGNEE;

20 (5) THE DIRECTOR OF THE MARYLAND EMERGENCY MANAGEMENT
21 AGENCY, OR THE DIRECTOR'S DESIGNEE;

22 (6) THE DIRECTOR OF THE MARYLAND COORDINATION AND
23 ANALYSIS CENTER, OR THE DIRECTOR'S DESIGNEE;

24 (7) THE SECRETARY, OR THE SECRETARY'S DESIGNEE; AND

25 (8) THE CHIEFS OF THE LAW ENFORCEMENT AGENCIES WITH
26 JURISDICTION IN EACH REGION, OR THEIR DESIGNEES.

27 (D) THE MEMBERS OF EACH REGIONAL COUNCIL SHALL SELECT THE CHAIR
28 OF THE REGIONAL COUNCIL.

29 (E) THE DEPARTMENT SHALL ~~HIRE A REGIONAL LAW ENFORCEMENT~~
30 ~~COORDINATOR TO STAFF~~ PROVIDE STAFF FOR EACH REGIONAL COUNCIL.

(F) EACH REGIONAL COUNCIL SHALL MEET TO:

(1) SHARE INTELLIGENCE;

(2) IDENTIFY REGIONAL CRIME TRENDS;

(3) STRATEGIZE THE DEPLOYMENT OF RESOURCES TO PREVENT AND RESPOND TO REGIONAL CRIME, PARTICULARLY VIOLENT CRIME;

(4) REVIEW OUTSTANDING WARRANTS IN THE REGION; AND

(5) DISCUSS COMMUNITY ENGAGEMENT EFFORTS, TECHNOLOGY, AND TRAINING PROGRAMS.

(G) EACH REGIONAL COUNCIL SHALL MEET AT LEAST QUARTERLY.

(H) ON OR BEFORE DECEMBER 1 EACH YEAR, EACH REGIONAL COUNCIL SHALL SUBMIT A REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY CONCERNING THE COUNCIL'S ACTIVITIES AND RECOMMENDATIONS.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) Beginning ~~October~~ July 1, 2020, the Governor's Office of Crime Control and Prevention shall submit an updated report on or before ~~the first day of each month~~ January 1 and July 1 each year to the Governor and, in accordance with § 2-1257 of the State Government Article, the General Assembly describing how State assets are being deployed to prevent crime.

(b) The report shall:

(1) specify the number of individuals that the Division of Parole and Probation is monitoring, including the categories of supervision for each individual;

(2) specify the number of individuals the Division of Parole and Probation has referred to other State agencies for assistance;

(3) identify the housing services the State is providing to individuals recently released from incarceration;

(4) identify the job training and assistance with employment opportunities the State is providing to individuals recently released from incarceration;

(5) describe issues relating to access to transportation for individuals recently released from incarceration;

1 (6) identify the support services provided to individuals at high risk for
2 committing crimes; and

3 (7) specify the manner in which State agencies are sharing specific
4 information about individuals who have had contact with the criminal justice system.

5 SECTION 3. AND BE IT FURTHER ENACTED, That this Act is an emergency
6 measure, is necessary for the immediate preservation of the public health or safety, has
7 been passed by a yea and nay vote supported by three-fifths of all the members elected to
8 each of the two Houses of the General Assembly, and shall take effect from the date it is
9 enacted. Section 2 of this Act shall remain effective through September 30, 2022, and, at
10 the end of September 30, 2022, Section 2 of this Act, with no further action required by the
11 General Assembly, shall be abrogated and of no further force and effect.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.