

HOUSE BILL 138

L6, E4
HB 240/18 – JUD

9lr0385

By: **Delegates Moon, Atterbeary, J. Lewis, R. Lewis, Lierman, Sydnor, and Wells**
Introduced and read first time: January 21, 2019
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Law Enforcement – Federal Military Surplus Program – Equipment Acquisition**

3 FOR the purpose of requiring certain law enforcement agencies to post notice of the
4 acquisition of certain equipment from a federal military surplus program within a
5 certain period of time; requiring a certain law enforcement agency to submit a
6 certain report to the Governor and the General Assembly on or before a certain date
7 each year; and generally relating to local law enforcement agencies and the
8 acquisition of equipment from a federal military surplus program.

9 BY adding to

10 Article – Public Safety

11 Section 3–521

12 Annotated Code of Maryland

13 (2011 Replacement Volume and 2018 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

15 That the Laws of Maryland read as follows:

16 **Article – Public Safety**

17 **3–521.**

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

20 (2) “LAW ENFORCEMENT AGENCY” HAS THE MEANING STATED IN
21 § 3–201 OF THIS TITLE.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(3) "SURPLUS PROGRAM" MEANS A PROGRAM OPERATED BY THE**
2 **FEDERAL GOVERNMENT FOR THE TRANSFER OF SURPLUS MILITARY EQUIPMENT TO**
3 **A LAW ENFORCEMENT AGENCY.**

4 **(B) WITHIN 14 DAYS AFTER A LAW ENFORCEMENT AGENCY ACQUIRES**
5 **EQUIPMENT FROM A SURPLUS PROGRAM, THE LAW ENFORCEMENT AGENCY SHALL**
6 **POST NOTICE OF THE ACQUISITION ON A PUBLICLY ACCESSIBLE WEBSITE.**

7 **(C) ON OR BEFORE FEBRUARY 1 EACH YEAR, A LAW ENFORCEMENT AGENCY**
8 **THAT HAS ACQUIRED EQUIPMENT FROM A SURPLUS PROGRAM WITHIN THE**
9 **PRECEDING CALENDAR YEAR SHALL REPORT THE ACQUISITION OF THE EQUIPMENT**
10 **TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE**
11 **GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.**

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 October 1, 2019.