

WILLIAM DONALD SCHAEFER, Governor

Governor

House Bill No. 1209

AN ACT concerning

Law Enforcement Officers' Bill of Rights -
Election of Procedures

FOR the purpose of allowing an individual law enforcement officer to elect certain rights under a collective bargaining agreement as an alternative to rights provided by the Law Enforcement Officers' Bill of Rights; specifying that certain rights may not be diminished or abrogated by certain legislative action or by any collective bargaining agreement; specifying that certain rights may be supplemented or expanded by certain legislative action or by a collective bargaining agreement; specifying that this Act does not create collective bargaining rights unless specifically provided for by certain legislative action; and generally relating to waiver of the Law Enforcement Officers' Bill of Rights and to collective bargaining.

BY repealing and reenacting, with amendments,

Article 27 - Crimes and Punishments
Section 734B and 734D
Annotated Code of Maryland
(1982 Replacement Volume and 1987 Supplement)

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

Article 27 - Crimes and Punishments

734B.

Except for the administrative hearing process provided for in Article 41, § 4-201 concerning the certification enforcement power of the Police Training Commission, AND SUBJECT TO THE PROVISIONS OF § 734D OF THIS SUBTITLE, the provisions of this subtitle shall supersede any State, county or municipal law, ordinance, or regulation that conflicts with the provisions of this subtitle, and any local legislation shall be preempted by the subject and material of this subtitle.

734D.

(A) Any officer may waive in writing any or all rights provided in this subtitle, AND MAY ELECT, IN THE ALTERNATIVE, THE