

Article 27 – Crimes and Punishments

Section 594B(h)

Annotated Code of Maryland

(1992 Replacement Volume and 1992 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 2-608(a)(8) and 5-327

Annotated Code of Maryland

(1989 Replacement Volume and 1992 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

594B.

[(h) (1) A federal law enforcement officer who, in his official capacity, is authorized by law to make arrests, has the powers of arrest set forth in this section, if the officer is rendering assistance to a police officer as defined in subsection (g), at the request of the police officer or in an emergency.

(2) A federal law enforcement officer exercising the power of arrest under this section shall have the immunity from liability described under § 5-327 of the Courts and Judicial Proceedings Article.]

(H) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(II) “EMERGENCY” MEANS A SUDDEN OR UNEXPECTED HAPPENING OR AN UNFORESEEN COMBINATION OF CIRCUMSTANCES THAT CALLS FOR IMMEDIATE ACTION TO PROTECT THE HEALTH, SAFETY, WELFARE, OR PROPERTY OF AN INDIVIDUAL FROM ACTUAL OR THREATENED HARM OR FROM AN UNLAWFUL ACT.

(III) “FEDERAL LAW ENFORCEMENT OFFICER” MEANS AN OFFICER WHO IS EMPOWERED TO EFFECT AN ARREST WITH OR WITHOUT A WARRANT FOR VIOLATIONS OF THE UNITED STATES CODE AND WHO IS AUTHORIZED TO CARRY FIREARMS IN THE PERFORMANCE OF THE OFFICER’S DUTIES.

~~(III) “POLICE OFFICER” HAS THE MEANING STATED IN SUBSECTION (G) OF THIS SECTION.~~

(2) SUBJECT TO THE LIMITATIONS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, A FEDERAL LAW ENFORCEMENT OFFICER IS GRANTED:

(I) THE POWERS OF ARREST AS SET FORTH IN THIS SECTION; AND

(II) THE POWER TO EXECUTE ARREST AND SEARCH AND SEIZURE WARRANTS ISSUED UNDER THE LAWS OF THIS STATE.