

(II) HAS COMPLETED THE BASIC TRAINING COURSE FOR POLICE OFFICERS AS ESTABLISHED BY THE POLICE TRAINING COMMISSION IN ACCORDANCE WITH SUBTITLE 2 OF THIS TITLE.

(2) A SPECIAL POLICE OFFICER MAY EXERCISE THE POWER DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION ONLY ON THE PROPERTY OF THE SPECIAL POLICE OFFICER'S EMPLOYER AS DESCRIBED IN THE APPLICATION FOR THE COMMISSION, UNLESS THE SPECIAL POLICE OFFICER IS IN ACTIVE PURSUIT FOR THE PURPOSE OF IMMEDIATE APPREHENSION.

REVISOR'S NOTE: This section is new language derived without substantive change from the first through fifth sentences of former Art. 41, § 4-905.

In subsection (a)(1) of this section, the reference to the power to arrest "individuals" is substituted for the former reference to the power to arrest "persons" because only individuals, and not the other entities included in the defined term "person", are subject to arrest. See § 1-101 of this article for the definition of "person".

In subsection (b)(3) of this section, the reference to a "municipal corporation" is substituted for the former reference to a "city" for consistency with Md. Constitution, Art. XI-E.

In subsection (b)(4) of this section, the former phrase "adjacent to", which modified "the property described in the application", is deleted as surplusage in light of the phrase "in the immediate vicinity of".

Also in subsection (b)(4) of this section, the reference to the "movement" of traffic is substituted for the former reference to "ingress and egress" for clarity.

In subsection (c)(2) of this section, the former phrase "of an individual" is deleted as implicit in the reference to "active pursuit" for the purpose of immediate apprehension.

Defined terms: "Commission" § 3-301

"Secretary" § 3-301

"Special police officer" § 3-301

3-308. LIABILITY FOR WRONGFUL ACTIONS OR ABUSE OF POWERS.

(A) RESPONSIBILITY OF SPECIAL POLICE OFFICER

THE SPECIAL POLICE OFFICER IS RESPONSIBLE FOR:

(1) ANY ABUSE OF THE SPECIAL POLICE OFFICER'S POWERS; AND

(2) THE EXERCISE OF THE SPECIAL POLICE OFFICER'S POWERS ON PROPERTY NOT WITHIN THE SPECIAL POLICE OFFICER'S JURISDICTION.

(B) RESPONSIBILITY OF ENTITY.