

Article 41 – Governor – Executive and Administrative Departments

Section 4-901, 4-905, 4-907, 4-909, 4-912, and 4-913

Annotated Code of Maryland

(1997 Replacement Volume and 1997 Supplement)

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

Article 41 – Governor – Executive and Administrative Departments

4-901.

The Governor may appoint and deputize as special [policemen] POLICE OFFICERS persons [he] THE GOVERNOR deems qualified for special police commissions. A commission shall be issued for each individual approved by the Governor. The commission shall indicate the period the commission is to be in force as well as the property it is intended to cover or the purpose for which it was issued.

4-905.

Each person appointed under this subtitle as a special [policeman] POLICE OFFICER is charged with the protection and preservation of peace and good order on the property described in the application for the commission. [He] THE OFFICER has the power to arrest persons who trespass or commit offenses thereon. [He] THE OFFICER has, and may exercise, the powers of a police officer upon the property described in the application for the commission and may exercise these powers in any county or city of the State in connection with the care, custody, and protection of other property of the requesting authority or other property, real or personal, for which it has assumed an obligation to maintain or protect. In order to facilitate the orderly ingress and egress of traffic to and from the property described in the application, [he] THE OFFICER has authority to direct and control traffic on public highways and roads adjacent to and in the immediate vicinity of the property described in the application when this activity is approved in advance by the Secretary of the State Police; however, only a special [policeman] POLICE OFFICER with a probationary or permanent appointment as a security officer or a member of any industrial police force who holds a special police commission, and has completed the basic training course for police officers as established by the Police Training Commission, pursuant to § 4-201 of this article may make arrests or issue traffic citations for violations of any of the provisions of the Maryland Vehicle Law or any other State or local traffic laws or regulations. [He] THE OFFICER may exercise this power only upon the property of [his] THE OFFICER'S employer as described in the application for the commission unless [he] THE OFFICER is in active pursuit of an individual for the purpose of immediate apprehension. [He] THE OFFICER is responsible for any abuse of [his] THE OFFICER'S powers or the exercise of them on property not within [his] THE OFFICER'S jurisdiction. The requesting authority for whose convenience and protection the [policeman] THE OFFICER has been appointed is also responsible for any wrongful actions committed by [him] THE OFFICER in the course of [his] THE OFFICER'S duties as well as any abuse of the powers granted by the commission either on or off the premises.