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Larry Hogan
Governor

Boyd K. Rutherford
Lt. Governor

V. Glenn Fueston, Jr.
Executive Director

June 29, 2016

The Honorable Larry Hogan
Governor of Maryland
100 State Circle
Annapolis MD 21401

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
State House, H-107
Annapolis MD 21401-1991

The Honorable Michael Erin Busch
Speaker of the House of Delegates
State House H-101
Annapolis MD 21401-1991

Dear Governor Hogan, President Miller and Speaker Busch:

As required by Maryland PS § 3-507(e), HB 954/ Ch. 134, 2015, please find enclosed a copy of the Maryland Statistical Analysis Center's report entitled, *Deaths Involving a Law Enforcement Officer 7/1/15 – 12/31/15*. This report includes data, submitted by law enforcement, on qualifying cases which occurred between July 1, 2015 and December 31, 2015.

Maryland's Statistical Analysis Center is located in the Governor's Office of Crime Control and Prevention. Should you have any questions relating to the information provided in this report, please feel free to contact me at 410-697-9338.

Sincerely,

A handwritten signature in black ink, appearing to read "V. Glenn Fueston, Jr.", written in a cursive style.

V. Glenn Fueston, Jr.

Deaths Involving a Law Enforcement Officer 7/1/15 – 12/31/15

**PS § 3-507(e)
HB 954/Ch. 134, 2015**

MSAR# 10604

June 29, 2015

**Submitted by:
Gregory Coster, Director
Maryland Statistical Analysis Center
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FIRST REPORT TO THE STATE OF MARYLAND UNDER HB954
July – December 2015 Deaths Involving a Law Enforcement Officer /
Deaths of a Law Enforcement Officer in the Line of Duty
MSAR # 10604

Maryland Statistical Analysis Center,
Governor's Office of Crime Control & Prevention

This project was supported by award number 2015-BJ-CX-K015 by the Bureau of Justice Statistics.

EXECUTIVE SUMMARY

This report provides information relating to the cases where individuals died under circumstances when law enforcement officers were present and when a law enforcement officer was killed in the line of duty. This report describes in detail the methodology used to gather and report on the information required under House Bill 954, "Deaths Involving a Law Enforcement Officer." While the report details statistical and demographic information regarding these cases, familiarization with the data collection methodology, as well as the underlying facts of each case is a crucial component of this report. We hope that this report leads to a better understanding of these difficult cases.

INTRODUCTION

On May 12, 2015, Governor Larry Hogan signed into law Maryland House Bill 954 (HB 954), "Deaths Involving a Law Enforcement Officer" (Attachment A). For the first time in Maryland, a legal mechanism is now in place for capturing and reporting to the public each time a citizen dies during a police encounter, or a law enforcement officer dies in the line of duty. Effective July 1, 2015 each local and State Law Enforcement Agency in Maryland was required to provide the Governor's Office of Crime Control & Prevention with information about each officer-involved death, and officer death in the line of duty that involves a law enforcement officer employed by their agency. This report provides the data collected for the reporting period July 1, 2015 – December 31, 2015.

BACKGROUND

From 2010 through 2013, the Maryland Statistical Analysis Center at the Governor's Office of Crime Control & Prevention was the Maryland reporting coordinator and data repository for the Federal Arrest Related Deaths (ARD) program. The program formally ended in 2014, but recently passed federal legislation under the Deaths in Custody Reporting Act will have the Governor's Office of Crime Control & Prevention assuming the reporting coordinator role once again for the federal program. When the Governor's Office of Crime Control & Prevention began to administer the federal program in Maryland, there were no formal data collection directives provided by Bureau of Justice Statistics (BJS). As a result, the Maryland Statistical Analysis Center created an ad hoc system for collecting information related to Maryland Arrest Related Deaths. This system included reviews of daily media reports, key word internet searches, medical examiner reports, and reporting by local and State law enforcement partners. Maryland's Law Enforcement community was extremely supportive and transparent with their data in regard to the federal program, making Maryland's Federal Arrest Related Death data collection process a model for other State programs.

When HB 954 was enacted, Maryland became only the third state to legislatively require law enforcement to submit data on all deaths involving a law enforcement officer from their agency. Prior to the passage of HB 954, Maryland's Law Enforcement agencies were supportive of the data collection efforts under the federal ARD program, despite the fact that it was not a legislative mandate. HB 954 implemented a formal data collection process, under State law, which was no longer based primarily on daily media reports, key word internet searches, and medical examiner reports. Immediately following the signing of HB 954, the Maryland Statistical Analysis Center began to implement the law, and oversaw the formation of an Implementation Group. The goal of the Implementation Group was to conduct a detailed analysis of the law, and make determinations in regard to the exact data elements requiring collection. Representatives from the following criminal justice organizations and stakeholders were invited to participate in the Implementation Group:

- Delegate Alonzo T. Washington, District 22 (HB 954 Sponsor)
- Maryland State's Attorneys' Association
- Governor's Office of Crime Control & Prevention
- Office of the Chief Medical Examiner for Maryland
- United State's Attorney's Office
- United States Department of Justice / Bureau of Justice Statistics
- Riverdale Park Police

- Prince George's County Police
- Prince George's County Sheriff
- Baltimore County Police
- Baltimore City Police
- Hagerstown Police
- Maryland State Police
- American Civil Liberties Union of Maryland
- Justice, Research & Statistics Association
- Private Defense Attorney
- Private Citizen

METHODOLOGY

Reporting Criteria for Officer-Involved Citizen Deaths

Following two Implementation Group meetings in the summer of 2015, a formal "Deaths Involving a Law Enforcement Officer" data collection process was adopted, and this information was disseminated to all Maryland Law Enforcement Agencies identified by the Maryland Police and Correctional Training Commission. These agencies were instructed that as of July 1, 2015, they were to commence data collection, and reporting of all citizen deaths involving a law enforcement officer to the Maryland Statistical Analysis Center at the Governor's Office of Crime Control & Prevention. HB 954 defines a citizen death involving a law enforcement officer as "the death of an individual resulting directly from an act or omission of a law enforcement officer, while the officer is on duty or while the officer is off duty, but performing activities that are within the scope of the officer's official duties ...while an individual is detained, arrested, or was in the process of being arrested". Per criteria set forth in HB 954, the Implementation group determined that Maryland Law Enforcement Agencies were required to report all citizen deaths:

- Resulting from any use of force by State or local law enforcement personnel acting either on duty, or off duty in the capacity of a law enforcement officer
- Caused by injuries sustained while attempting to elude State or local law enforcement personnel, or injuries incurred after custody had been established
- In cases of suicide, only when the suicide occurs while law enforcement is present at the scene
- In cases of deaths as the result of drug overdose or medical condition, only when the fatal alcohol or other drug intoxications, or medical conditions (e.g., cardiac arrest) occurred while law enforcement was attempting to detain or arrest the subject
- Occurring during the process of arrest by, or in the custody of, State or local law enforcement personnel
- Occurring while the individual is in the custody of State or local law enforcement personnel who were responding to a medical or mental health assistance or welfare call
- That occur while confined in lockups or booking centers run by a Maryland Law Enforcement agency
- Of bystanders while law enforcement is present and/or as the result of a law enforcement action

Per criteria set forth in HB 954, the Implementation Group determined that Maryland Law Enforcement Agencies were not required to report the following:

- Deaths attributed to federal law enforcement personnel (e.g., FBI, DEA)
- Any inmate death that occurred in the custody of local jails (not run by a Maryland Law Enforcement Agency), State prisons, State juvenile correctional facilities, or private correctional facilities
- Any death of a criminal suspect that occurred before the decedent came into contact with law enforcement

Issues Identified with the Methodology for Reporting Criteria for Officer-Involved Citizen Deaths

There were two unexpected issues identified in regard to the methodology for reporting criteria under HB 954. First, the decision of the Implementation Group to include deaths occurring in local jails run by sheriffs' offices may require further evaluation. In only 9 of the 24 counties do the sheriffs' offices operate the local jail.¹ For the other 14 counties (not counting Baltimore City, where the State operates the detention center), including most of the large counties, there is a separate correctional agency which operates the local jail.² Because these jails are operated by correctional officers, and not law enforcement officers, deaths occurring in these facilities do not have to be reported under HB 954. The following best illustrates the problem:

In Charles County, two of the four officer-involved deaths were suicides at the Charles County Detention Center. If the same deaths occurred, for example, in Baltimore City or Montgomery County they would not have to be reported. There is no policy justification for this inconsistency. Maryland already collects and reports information on deaths in jails under the federal Deaths in Custody Reporting Program. Because more than 60% of counties (containing the vast majority of the State's population) do not have to report under HB 954 for deaths in local jails, and there is doubt as to whether sheriffs working in local jails are acting as law enforcement officers, our office will review whether to continue including these deaths before preparing any future reports.

The second unexpected issue identified in regard to the methodology for reporting criteria is that HB 954 does not require the collection of data relating to deaths of citizens in Maryland by either Federal Law Enforcement Officers, or jurisdictions outside of Maryland, even if the incident occurred in Maryland.

Reporting Criteria for Officer Deaths

In addition to reporting citizen deaths involving a law enforcement officer, HB 954 also requires all Maryland Law Enforcement Agencies to report to the Maryland Statistical Analysis Center at the Governor's Office of Crime Control & Prevention, all deaths of sworn law enforcement officers who died in the line of duty. HB 954 defines death in the line of duty as "the death of a law enforcement officer occurring while the officer is acting in the officer's official capacity while on duty or while the officer is off duty, but performing activities that are within the scope of the officer's official duties."

Per criteria set forth in HB 954, the Implementation Group determined that Maryland Law Enforcement Agencies were required to report the deaths of all officers:

- Killed in the line of duty or in the course of law enforcement activities.

Per criteria set forth in HB 954, the Implementation Group determined that Maryland Law Enforcement Agencies were not required to report deaths of the following:

- Federal law enforcement personnel (e.g., FBI, DEA).

Data Collection Process

The first data collection cycle ran from July 1, 2015 through December 31, 2015. All future cycles will be based on one full calendar year, with the exception of a one-time three-year report which requires the collection of data for calendar years 2013 through 2015. Law Enforcement Agencies were asked to notify the Maryland Statistical Analysis Center at the Governor's Office of Crime Control & Prevention within 48 hours of an incident, where a citizen death involving a law enforcement officer or the death of a law enforcement officer has occurred. HB 954 required that all data be submitted by March 1, 2016. In addition, the Office of the Chief Medical Examiner

¹ Allegany County, Carroll County, Cecil County, Charles County, Frederick County, Garrett County, Harford County, St. Mary's County, and Washington County

² Anne Arundel County, Baltimore County, Calvert County, Caroline County, Dorchester County, Howard County, Kent County, Montgomery County, Prince George's County, Queen Anne's County, Somerset County, Talbot County, Wicomico County, and Worcester County

(OCME) was also asked to provide the Maryland Statistical Analysis Center with notification that a qualifying incident had occurred. Initially, reports were taken from law enforcement via secure e-mail or phone. The intent was to ensure that the notification process was not time consuming. Ultimately, a formal reporting guide was developed, along with a data submission form (Attachment B). The form was well received by law enforcement administrators, and has streamlined the process. Moving forward, a username and password protected database will be established, allowing law enforcement administrators to enter the data into a secure portal, accessible only by law enforcement and the Maryland Statistical Analysis Center.

Data Collected for Officer-Involved Citizen Deaths

For each qualifying citizen death involving a law enforcement officer, HB 954 requires law enforcement to report the following information to the Maryland Statistical Analysis Center at the Governor's Office of Crime Control & Prevention:

Agency

- Refers to the Maryland Law Enforcement Agency employing the officer involved.

Date of the citizen death

- This information is taken directly from the Medical Examiner (ME) report. If the ME report is unavailable, the word "approx." will follow the date, and refer to the date of incident. If a significant number of days passed between the incident date, and the date of death, this information will be noted.

Time of the citizen death

- This information is taken directly from the ME report. If the ME report is unavailable, the word "approx" will follow the time, and refer to the time of incident.

Age of the citizen

- The age at last birthday.

Sex of the citizen

- A person's biological status, which was categorized as either male or female.

Ethnicity of the citizen

- Ethnicity categories are: Hispanic or Latino (H), Not Hispanic or Latino (NH), Unknown (U).

Race of the citizen

- Race categories are: American Indian or Alaska Native (I), Asian (A), Black or African American (B), White (W), Other (O), Unknown (U).

Age, gender, race, and ethnicity of the officer involved

- An officer is considered "involved" if they had direct or indirect contact with the deceased during the law enforcement action when the death occurred. The following special circumstances should be noted:
 - *Suicide (non-detention center)*: If a suicide occurred while an officer(s) was present at the scene, the demographic information of those officers is captured.
 - *Suicide (detention center)*: If the suicide of an inmate occurred, the demographic information of the officer(s) discovering the deceased is captured.
 - *SWAT Operation*: If a SWAT Operation is in progress at the scene, only the demographic information of individuals actively participating in the event causing the death is captured.

- *Traffic:* If a citizen dies as the result of a traffic related incident/accident, the demographic information of the officer(s) engaged with the subject at the time of the incident/accident will be captured.

Location of incident

- The physical address, or proximity thereof, where the event associated with the death occurred.

Narrative/summary of incident

- Brief details of the event based on the accounts provided via law enforcement's reporting of the incident to the Maryland Statistical Analysis Center.

In addition to the data elements collected as a requirement of HB 954, one additional data element was collected, the manner of death. This data element, utilizing information taken directly from ME reports, was necessary in determining if a case qualified under HB 954.

Manner of death

- Manner of death is the classification of categories used to define whether a death is from intentional causes, unintentional causes, natural causes, or undetermined causes. The OCME in Maryland uses the following primary classifications for manner of death:
 - *Accident:* Accident applies when an injury or poisoning causes death and there is little or no evidence that the injury or poisoning occurred with the intent to harm or cause death. In essence, the fatal outcome was unintentional.
 - *Homicide:* Homicide occurs when death results from a volitional act committed by another person to cause fear, harm, or death.³
 - *Natural:* Natural deaths are due solely or nearly totally to disease and/or the aging process
 - *Suicide:* Suicide results from an injury or poisoning as a result of an intentional, self-inflicted act committed to do self harm or cause the death of one 's self.
 - *Undetermined:* A classification used when the information pointing to one manner of death is no more compelling than one or more other competing manners of death in thorough consideration of all available information.
 - *Pending:* Awaiting additional test results or information.

Data Collected for Officer Deaths

For each qualifying law enforcement officer death, HB 954 requires law enforcement to report the following information to the Maryland Statistical Analysis Center at the Governor's Office of Crime Control & Prevention:

Agency

- Refers to the Maryland Law Enforcement Agency employing the deceased officer.

Date of the officer death

- This information is taken directly from the ME report. If the ME report is unavailable, the word "approx." will follow the date, and refer to the date of incident. If a significant number of days passed between the incident date, and the date of death, this information will be noted.

³ Hanzlick, R., Hunsaker III, J., & Davis, G. (2002). "A Guide for Manner of Death Classification" *National Association of Medical Examiners*. Retrieved from: <http://www.charlydmiller.com/LIB03/2002NAMEmannerofdeath.pdf>.

Time of the officer death

- o This information is taken directly from the ME. If the ME report is unavailable, the word “approx.” will follow the time, and refer to the time of incident.

Age of the deceased officer

- o The age at last birthday.

Sex of the deceased officer

- o A person’s biological status, which was categorized as either male or female.

Ethnicity of the deceased officer

- o Ethnicity categories are: Hispanic or Latino (H), Not Hispanic or Latino (NH), Unknown (U).

Race of the deceased officer

- o Race categories are: American Indian or Alaska Native (I), Asian (A), Black or African American (B), White (W), Other (O), Unknown (U).

Location of Incident

- o The physical address, or proximity thereof, where the event associated with the death occurred.

Narrative/summary of incident

- o Brief details of the incident based on the accounts provided via law enforcement’s reporting of the incident to the Maryland Statistical Analysis Center.

FINDINGS

Officer-Involved Citizen Deaths

Between July 1, 2015 and December 31, 2015, there were a total of 20 qualifying cases of citizen deaths involving a law enforcement officer in Maryland. There were 19 incidents, with 1 incident resulting in 2 deaths. These statistics are based on information reported by Maryland Law Enforcement Agencies to the Maryland Statistical Analysis Center at the Governor’s Office of Crime Control & Prevention. Table 1 shows the raw data provided by law enforcement in accordance with HB 954. In several situations, there were multiple citizens, jurisdictions, and officers involved in a single incident. The previous section defines each variable presented in Table 1. Table 2 provides a brief narrative of the incident, based on the accounts provided via law enforcement’s reporting of the incident to the Maryland Statistical Analysis Center.

TABLE 1 – Raw Data for Death’s Involving a Law Enforcement Officer (7/1/15-12/31/15)

Case	Date Time	Location	Citizen Information				Agency	Officer Information ¹				Manner of Death
			Sex	Age	Ethnic Origin	Race		Sex	Age	Ethnic Origin	Race	
1	7/13/15 4:20am	Charles County Detention Center, 6905 Crain Hwy, La Plata MD 20646	M	24	NH	B	Charles County Sheriff’s Office	M	30	NH	W	Suicide
2	7/27/15 3:26pm	9848 Charles St., La Plata MD 20646	M	52	NH	W	Charles County Sheriff’s Office	M	45	NH	B	Suicide
3	8/15/15 7:40am	5400 Block of Marlboro Pike, District Heights MD 20747	M	30	NH	B	Prince George’s County Police	M	23	NH	B	Homicide

Case	Date Time	Location	Citizen Information				Agency	Officer Information ¹				Manner of Death			
			Sex	Age	Ethnic Origin	Race		Sex	Age	Ethnic Origin	Race				
4	8/21/15 9:09pm	Northeast Plaza, 75 NE Plaza, North East MD 21901	M	30	NH	W	Maryland State Police	M	28	NH	W	Homicide			
5	9/23/15 6:20pm	Reisterstown Village, 47 Main St., Reisterstown MD 21136	M	19	NH	B	Baltimore County Police	M	32	NH	W	Homicide			
6	10/4/15 ⁱⁱ 6:22pm	Charles County Detention Center, 6905 Crain Hwy, La Plata MD 20646	F	27	NH	W	Charles County Sheriff's Office	M	30	NH	W	Suicide			
7	10/9/15 10:52am	6440 Cardinal Lane, Columbia MD 21044	M	19	H	W	Howard County Police	M	34	NH	W	Homicide			
8	10/26/15 9:07am	1300 East Patrick Street, Frederick MD 21701	M	45	NH	B	Maryland State Police	M	29	NH	W	Homicide			
9	11/1/15 10:22pm	Moravia Rd and Sinclair Lane, Baltimore MD 21206	M	1	NH	B	Baltimore County Police	M	25	NH	W	Homicide			
10	11/2/15 8:27pm	2841 Gainesville St. SE, Washington DC 20020	M	62	NH	B	Prince George's County Police	M	30	NH	W	Homicide			
								M	30	NH	W				
							Forest Heights Police	M	26	NH	B				
								M	32	NH	B				
11	11/11/15 8:24pm	3700 Block of Oakmont Ave, Baltimore MD 21215	M	32	NH	B	Baltimore City Police	M	28	NH	W	Homicide			
12	11/19/15 12:11am	10902 Westwood Drive, Cheltenham MD 20623	M	41	NH	B	Prince George's County Police	M	26	NH	B	Undetermined			
								M	27	NH	B				
								M	34	NH	W				
								M	51	NH	W				
								M	35	H	U				
								M	33	H	U				
13	11/24/15 11:58pm	6800 Block of Riverdale Road, Riverdale MD 20737	M	37	NH	B	Prince George's County Police	M	28	NH	B	Pending			
								M	30	NH	B				
								M	24	NH	W				
								M	25	NH	W				
								M	30	NH	W				
14	11/29/15 ⁱⁱⁱ 6:50am	1000 Block of St. Charles Parkway, White Plains MD 20695	M	32	NH	B	Charles County Sheriff's Office	M	42	NH	W	Undetermined			
15	12/3/15 8:21pm	7201 Dustin Dr., Sharpsburg MD 21782	M	41	NH	W	Washington County Sheriff's Office	M	29	NH	W	Suicide			
16 ^{iv}	12/11/15 2:00pm	Interstate 95 South, White Marsh MD 21128	M	35	NH	W	Maryland Transportation Authority Police	M	28	NH	W	Accident (Motor Vehicle)			
			M					30	NH	W					
17 ^{iv}			F					52	NH	W	M		40	NH	W
			M								36		NH	W	

Case	Date Time	Location	Citizen Information				Agency	Officer Information ¹				Manner of Death
			Sex	Age	Ethnic Origin	Race		Sex	Age	Ethnic Origin	Race	
18	12/14/15 10:23am	4034 Bay Drive, Middle River MD 21220	M	52	NH	W	Baltimore County Police	M	37	NH	W	Homicide
								M	28	NH	W	
								M	34	NH	W	
19	12/19/15 1:45am	111 Homewood Rd., Linthicum Heights MD 21090	M	32	NH	W	Baltimore City Police ^v	M	42	NH	W	Homicide
20	12/22/15 ^{vi} 1:48am	50 Massachusetts Ave. NE, DC 20002	M	25	NH	B	Baltimore County Police ^{vii}	M	42	NH	W	Homicide

¹ Multiple lines indicate that multiple officers were involved in that incident. An officer is considered "involved" if they had direct or indirect contact with the deceased during the law enforcement action when the death occurred

ⁱⁱ Date of original incident was March 1, 2015

ⁱⁱⁱ Date of original incident was October 1, 2015

^{iv} Same incident

^v Incident took place in Anne Arundel County, but the police officer involved was employed by Baltimore City Police

^{vi} Date of original incident was November 14, 2015

^{vii} Incident took place in the District of Columbia, but the police officer involved was employed by Baltimore County Police

TABLE 2 – Narrative / Summaries for Death's Involving a Law Enforcement Officer (7/1/15-12/31/15)

Case	Narrative / Summary of Incident
1	On 07/13/15, an officer with the Charles County Detention Center was conducting a unit count when he observed the subject, an inmate, hanging from his cell by a bed sheet. The ligature was removed and resuscitation efforts were attempted with negative results. The subject was pronounced deceased.
2	On 07/27/15, the Charles County Sheriff's Office responded to a report of a missing person / welfare check. Upon arrival, officers made contact with an individual who had not heard from the subject for several days following their recent breakup. A deputy began searching the wooded area at the rear of the subject's residence when he heard a single gunshot. The Deputy located the subject in the woods suffering from a gunshot wound to the chest. A 12-gauge shotgun was located next to the subject, who was pronounced deceased at the scene.
3	The subject was involved in a traffic accident and fled upon the arrival of officers. An officer pursued and caught up with the subject on foot. During a struggle, the subject attempted to disarm the officer. A shot was fired, striking the subject once. The subject died from his injuries.
4	A trooper attempted an arrest of a subject. The subject was able to flee to a vehicle and drive away, dragging the trooper with the vehicle. The trooper fired rounds, striking the subject, who died from his injuries.
5	Police responded to a call for an individual trying to fraudulently obtain a prescription from a pharmacy. When the officer arrived, he located the subject, and a foot pursuit ensued. As the officer approached, the subject aggressively advanced toward the officer, reaching around to the small of his back and whipping his hand around, pointing it toward the officer as if it was a weapon. The officer fired multiple shots, striking the subject.
6	On 10/1/15, an officer with the Charles County Detention Center was conducting a unit round in the women's quarters when she located the subject, an inmate, hanging by a bed sheet from a towel hook within her cell. The ligature was removed and resuscitation efforts were performed. The subject was subsequently transported to an area hospital for continued treatment. On 10/4/15, the subject was pronounced deceased at the hospital as a result of this incident.
7	Howard County Police received a call for an unknown trouble. The caller stated that a subject was there to kill him. The caller also stated that the subject knocked on the door and he let him in and was now sitting in the living room with him and had a knife. Upon arrival, officers located a male standing in front of the front door to the residence. The subject was armed with a knife and began to advance on the four police officers present. Officers repeatedly told the subject to drop the knife; however, the subject continued to advance on officers and was shot by one officer. The subject was subsequently pronounced dead at the scene. It was determined that the subject made the call, and there was no indication that anyone, other than the subject, was at the residence at the time of the call.
8	A subject fled from police in a stolen vehicle and rammed a responding police vehicle, incapacitating the officer. A trooper on foot confronted the suspect, who exited the vehicle and ignored commands to show his hands. The suspect pulled his hands out quickly and lunged toward the trooper, who fired rounds, striking the subject, who died from his injuries.
9	A suspect (vehicle #1) struck an unoccupied police car that was parked near the scene of a fatal accident. Vehicle #1 did not stop, and fled as Baltimore County Police pursued vehicle #1 into Baltimore City, where vehicle #1 struck a bystander vehicle (vehicle #2), pushing it onto a curb where it hit the subject, a 1 year old boy in his stroller. The boy died that night at the hospital.
10	Officers responded to the report of a carjacking in progress. Officers located the vehicle, and after a vehicle pursuit, the subject bailed out of the vehicle and produced a handgun. Officers discharged their duty handguns striking the subject.
11	While investigating a drug complaint, officers approached the subject, who pulled a weapon and fired on the officers, striking one officer in the leg. Officers returned fire, killing the subject.
12	Officers responded to a residence after a call from family members for the subject possibly being on PCP. The subject would not respond to verbal commands and a struggle ensued. The subject required medical attention, and was pronounced deceased upon arrival at the hospital.
13	Officers responded to a report of a subject walking nude on a roadway. Officers located the subject, who was compliant. Officers handcuffed the subject, and the subject was transported to a local hospital by ambulance with breathing problems. The subject later died at the hospital.

14	On 3/1/15, officers from the Charles County Sheriff's Office responded to assist EMS personnel with a combative patient. Prior to arrival, officers learned a loaded weapon was recovered by EMS personnel. Upon arrival, officers gave verbal commands for the combative subject to get on the ground and put his hands behind his back, which he refused. Officers used a taser on the subject and handcuffed him. At this point the suspect stopped breathing and resuscitation efforts were performed. The subject was subsequently transported to an area trauma center for continued medical treatment. As a result of medical complications during his hospital treatment, the subject died on 11/29/15.
15	Police responded to a report of a possible suicide in progress. When police arrived, the homeowner let officers into the residence. Officers made contact with the subject, who put a shotgun to his own head, and committed suicide.
16 & 17	Officers were pursuing the subject (vehicle #1) on Interstate 95, when the subject (vehicle #1) crashed into a bystander vehicle (vehicle #2), causing the death of a passenger in vehicle #1, and a passenger in vehicle #2.
18	Police responded to a call that an individual had taken a lot of pills. Police arrived at the scene, and attempted to talk to the subject about going to the hospital. The subject refused, became combative, and advanced toward officers with several knives. The subject was shot by three officers.
19	The officer involved was off-duty getting out of his car at home. The subject approached the officer, displayed a gun, and announced a robbery. The officer drew his weapon, fired and killed the subject. The incident took place in Anne Arundel County, but the police officer involved was employed by Baltimore City Police.
20	An off-duty officer observed a woman who had been slashed with a knife just outside the entrance to the Metro station at Union Station in the District of Columbia. The subject, who still had the knife, went toward the officer. As the man approached the officer, the officer ordered him to drop the knife, but he did not, and the officer shot him.

Officer Deaths in the Line of Duty

Between July 1, 2015 and December 31, 2015, there was one qualifying case of a law enforcement officer death in the line of duty in Maryland. These statistics are based on information reported by Maryland's Law Enforcement Agencies to the Maryland Statistical Analysis Center at the Governor's Office of Crime Control & Prevention. Tables 3 and 4 show the details of this incident, and were provided by law enforcement in accordance with HB 954.

TABLE 3 – Law Enforcement Officer death (7/1/15-12/31/15)							
Date Time	Location	Sex	Age	Ethnic Origin	Race	Agency	Manner of Death
12/10/15 ⁱ 8:47am	Rockville Pike (355) at Edmonston Dr., Rockville MD 20851	M	24	NH	W	Montgomery County Police	Accident

ⁱDate of original incident was December 3, 2015

TABLE 4 – Narrative of Law Enforcement Officer death (7/1/15-12/31/15)
Narrative / Summary of Incident
The officer succumbed to injuries sustained on December 3, 2015, when he was struck by a drunk driver. He was conducting a traffic stop on Rockville Pike at approximately 9:45 pm while working a special assignment on the agency's Holiday Alcohol Task Force. He had contacted the driver and was getting back into his patrol car when a second vehicle struck his patrol car and then struck him. The officer was transported to Suburban Hospital where he remained on life support until passing away on December 10, 2015. He had served with the Montgomery County Police Department for almost three years.

ANALYSIS

Between July 1, 2015 and December 31, 2015, there were a total of 20 qualifying cases of citizen deaths involving a law enforcement officer in Maryland. There were 19 incidents, with 1 incident resulting 2 deaths. The majority of incidents took place in November and December, with each month accounted for 6 deaths (Chart 1). Chart 2 shows a breakdown of the qualifying deaths by manner of death. Of the qualifying deaths, 55% were homicides. Black or African American made up 55% of the deaths in regard to race (Chart 3), and 90% of the subjects were male (Chart 4).

Chart 1

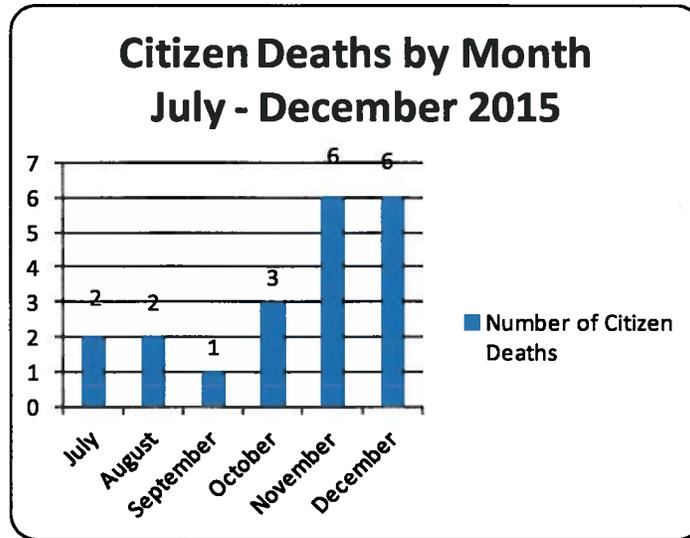


Chart 2

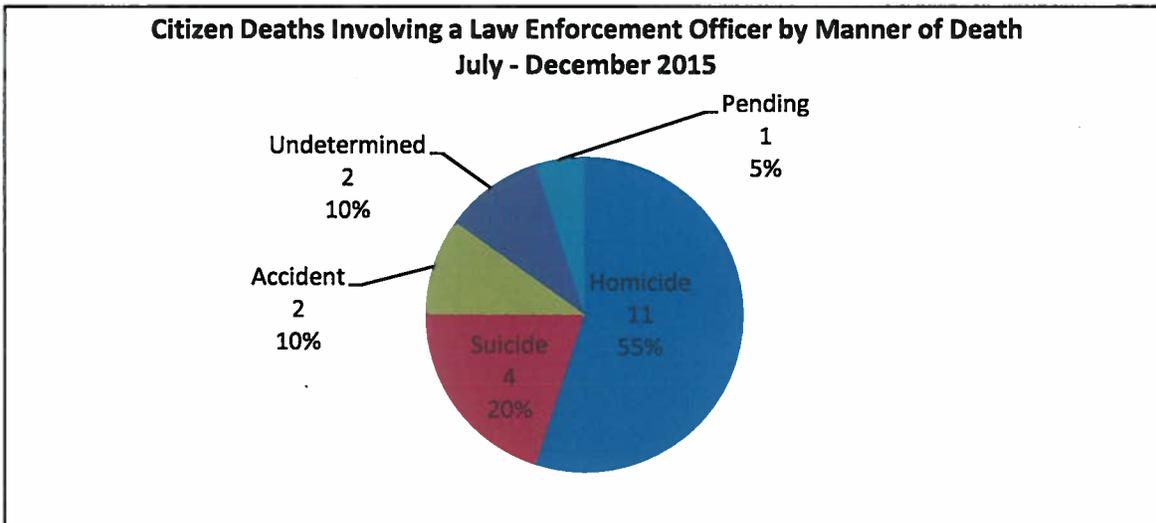


Chart 3

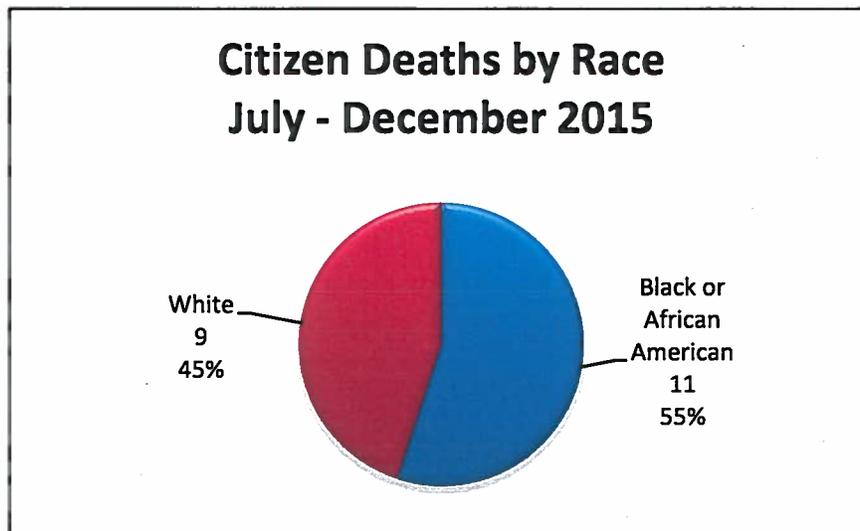
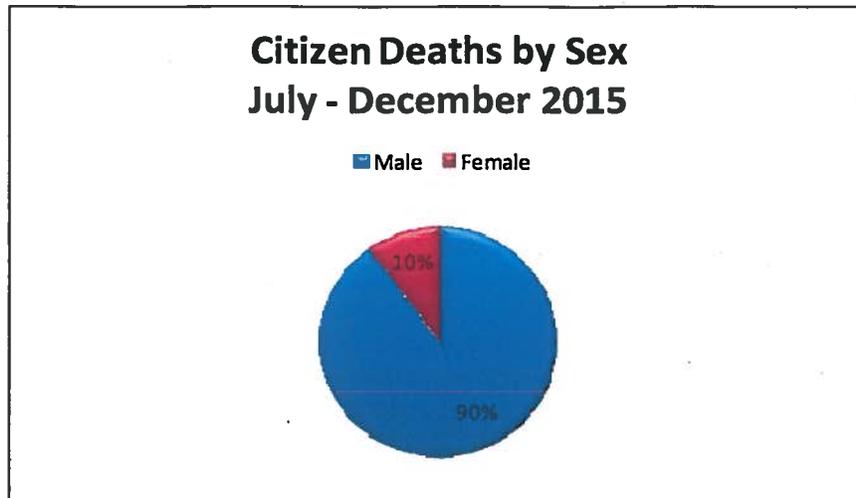


Chart 4



There were a total of 10 Maryland Law Enforcement Agencies who reported qualifying deaths during this reporting period (Table 5). There were 14 deaths that involved only 1 responding officer (Table 6). All 36 officers involved in incidents were male (Table 7), and 26 of the 36 officers were white (Table 8). The average age of the officers involved was 32 years old.

Table 5 – Deaths by Agency of Officer Involved	
Agency of Officer	Number of Deaths
Baltimore City Police	2
Baltimore County Police	4
Charles County Sheriff's Office	4
Howard County Police	1
Maryland Transportation Authority PD	2
Maryland State Police	2
Prince George's County Police / Forest Heights Police ¹	1
Prince George's County Police	3
Washington County Sheriff's Office	1
Total	20

Table 6 – Deaths by Number of Officers Involved	
Number of Officers Involved in Incident	Frequency
1	14
3	1
4	3
5	1
6	1

¹Both agencies involved in the same incident

Table 7 – Sex of Officers Involved	
Sex of Officer	Frequency
Male	36
Female	0
Total	36

Table 8 – Race of Officers Involved	
Race of Officer	Frequency
Black or African American	8
White	26
Unknown	2
Total	36

As noted in the “Methodology” section, HB 954 defines a citizen death involving a law enforcement officer as “the death of an individual resulting directly from an act or omission of a law enforcement officer, while the officer is on duty or while the officer is off duty, but performing activities that are within the scope of the officer’s official duties . . . while the individual is detained, arrested, or was in the process of being arrested”. This definition requires the inclusion of qualifying incidents of suicide, deaths occurring in detention facilities operated by law enforcement agencies, and accidental deaths. In order to conduct a further meaningful analysis, cases will be separated in accordance with the “Manner of Death,” as determined by the Office of the Chief Medical Examiner. Chart 2 shows the frequency of each manner of death.

Homicide

Of the 20 qualifying deaths involving a law enforcement officer cases, 11 cases were determined to be homicides. The majority of incidents resulting in an officer-involved homicide took place in November and December, with each month accounted for 3 incidents (Chart 5). Black or African American made up 64% of the subjects in regard to race (Chart 6), and 100% of the subjects were male (Table 9).

Chart 5

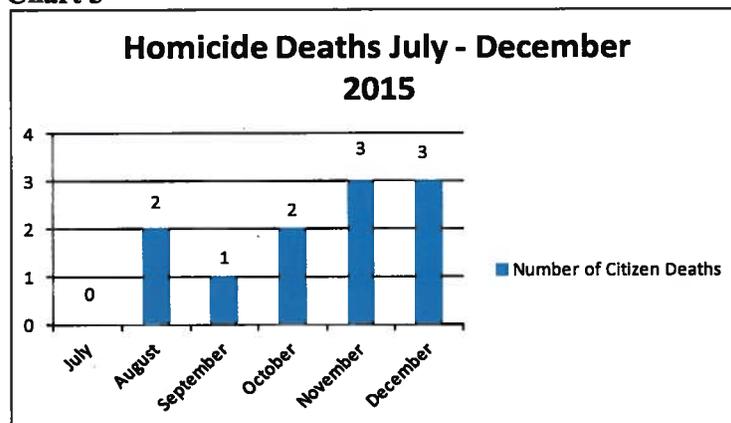


Chart 6

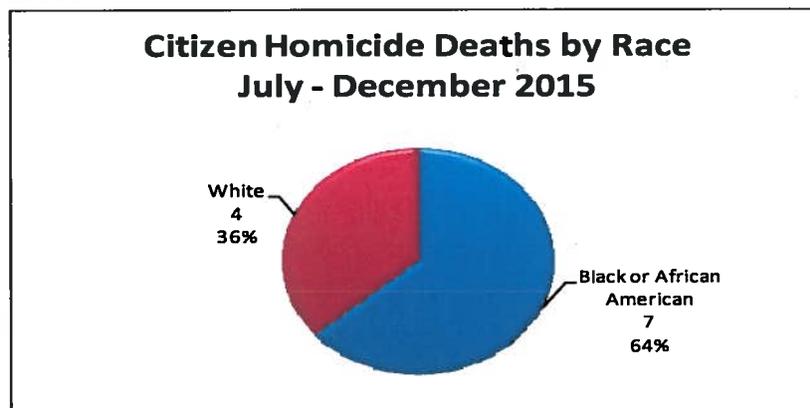


Table 9 – Citizens Homicide Deaths by Race	
Sex of Citizen	Frequency
Male	11
Female	0
Total	11

There were a total of 7 Maryland Law Enforcement Agencies whose qualifying incidents were categorized as homicides by the OCME (Table 10). One incident involved 2 jurisdictions, and 2 incidents involved off-duty officers acting in the capacity of a law enforcement officer while in other jurisdictions (Table 1, Cases 19 & 20). There were 9 incidents that involved only 1 officer (Table 11). A total of 16 officers were involved in these incidents. All 16 officers were male (Table 12), and 13 of the 16 officers were white (Table 13). The average age of the officers involved was 31 years old.

Table 10 - Agency of Officers Involved in Homicides	
Agency of Officer	Frequency
Baltimore City Police	2
Baltimore County Police	4
Howard County Police	1
Maryland State Police	2
Prince George's County Police / Forest Heights Police ⁱ	1
Prince George's County Police	1
Total	11

ⁱBoth agencies involved in the same incident

Table 11 - Number of Officers Involved per Homicide Incident	
Number of Officers Involved	Frequency
1	9
3	1
4	1
5	0
6	0
Total	11

Table 12 - Sex of Officers Involved in Homicides	
Sex of Officer	Frequency
Male	16
Female	0
Total	16

Table 13 - Race of Officers Involved in Homicides	
Race of Officer	Frequency
Black or African American	3
White	13
Total	16

Suicide

Of the 20 qualifying cases, 4 cases were determined to be suicides. 2 of the 4 cases occurred in a Detention Center run by sworn law enforcement. Two of the 4 incidents took place in July 2015. Three of the 4 subjects were male (Table 14), and 75% were white (Table 15). The Charles County Sheriff's Office reported 3 of the 4 qualifying suicides (Table 16).

Table 14 - Citizens Suicide Deaths by Sex	
Sex of Citizen	Frequency
Male	3
Female	1
Total	4

Table 15 - Citizens Suicide Deaths by Race	
Race of Citizen	Frequency
Black or African American	1
White	3
Total	4

Table 16 - Agency of Officers Involved in Suicides	
Agency of Officer	Frequency
Charles County Sheriff's Office	3
Washington County Sheriff's Office	1
Total	4

Accident

Of the 20 qualifying deaths, there was 1 incident, involving 2 deaths resulting from an accident (Table 1, Cases 16 & 17). One white female and 1 white male died in a motor vehicle accident which took place in December 2015. This case was reported by the Maryland Transportation Authority Police. The incident involved 4 white male officers, with an average age of 33 years old.

Undetermined

Of the 20 qualifying deaths, there were 2 incidents where the OCME categorized the manner of death as undetermined. Two black males died in 2 separate incidents in November. One of the cases involved 6 officers from the Prince George's County Police Department (Table 1, Case 12).

Pending

Of the 20 qualifying deaths, there was 1 incident where the OCME reported the manner of death as pending. One black male died in an incident in November 2015. This case involved 5 officers from the Prince George's County Police Department (Table 1, Case 13).

CONCLUSION

Between July 1, 2015 and December 31, 2015, there were a total of 20 cases reported by law enforcement to the Maryland Statistical Analysis Center, which qualified under HB 954 as citizen deaths involving a law enforcement officer in Maryland. For reporting purposes, one identified area for improvement would be in the reporting of incidents occurring in detention facilities run by Maryland Law Enforcement Agencies. Not all local detention centers fall into this category, thereby skewing the number of officer-involved deaths statewide. As stated above under the Methodology Section, if a death occurs in a local jail run by a Sheriff, it must be reported under HB 954, while the same type of death occurring in a local jail run by a correctional agency does not have to be reported. Our office will review this issue to determine whether we should eliminate the requirement that deaths in local jails operated by a Sheriff's Office be reported.

The next report, the "Second Report to the State of Maryland under HB 954" will be released on October 15, 2016, and will include all qualifying citizen deaths involving a law enforcement officer, and officer deaths in the line of duty for the calendar years 2013 through 2015.

ATTACHMENT A

Chapter 134

(House Bill 954)

AN ACT concerning

Public Safety – Deaths Involving a Law Enforcement Officer – Reports

FOR the purpose of requiring local law enforcement agencies to provide the ~~Department of State Police~~ Governor's Office of Crime Control and Prevention with certain information on officer-involved deaths and deaths in the line of duty; requiring the ~~Department~~ Governor's Office of Crime Control and Prevention to report annually certain information on officer-involved deaths and deaths in the line of duty to the General Assembly; requiring the ~~Department~~ Governor's Office of Crime Control and Prevention to adopt certain procedures for reporting certain deaths; requiring the ~~Department~~ Governor's Office of Crime Control and Prevention to report certain information on officer-involved deaths and deaths in the line of duty to the General Assembly by a certain date; defining certain terms; and generally relating to the reporting of officer-involved deaths and deaths in the line of duty.

BY adding to

Article – Public Safety

Section ~~2-315-3-507~~

Annotated Code of

Maryland

(2011 Replacement Volume and 2014 Supplement)

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

**Article – Public
Safety**

2-315.3-507.

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

(2) “DEATH IN THE LINE OF DUTY” MEANS THE DEATH OF A
LAW ENFORCEMENT OFFICER OCCURRING WHILE THE OFFICER IS ACTING IN
THE OFFICER’S OFFICIAL CAPACITY WHILE ON DUTY OR WHILE THE OFFICER
IS OFF DUTY, BUT PERFORMING ACTIVITIES THAT ARE WITHIN THE SCOPE
OF THE OFFICER’S OFFICIAL DUTIES.

(3) “LAW ENFORCEMENT AGENCY” HAS THE MEANING STATED IN

§ 2-101 OF THIS TITLE.

(4) (I) "LAW ENFORCEMENT OFFICER" HAS THE MEANING STATED IN § 3-101 OF THIS ARTICLE.

(II) "LAW ENFORCEMENT OFFICER" INCLUDES A PRIVATE SECURITY OFFICER PERFORMING DUTIES AS PART OF A CONTRACT WITH A LAW ENFORCEMENT AGENCY.

(5) "OFFICER-INVOLVED DEATH" MEANS THE DEATH OF AN INDIVIDUAL RESULTING DIRECTLY FROM AN ACT OR OMISSION OF A LAW ENFORCEMENT OFFICER WHILE THE OFFICER IS ON DUTY OR WHILE THE OFFICER IS OFF DUTY, BUT PERFORMING ACTIVITIES THAT ARE WITHIN THE SCOPE OF THE OFFICER'S OFFICIAL DUTIES.

(B) EVERY YEAR, ~~BEGINNING JANUARY 1, 2016~~ ON OR BEFORE MARCH 1, 2016, AND MARCH 1 OF EACH SUBSEQUENT YEAR, EACH LOCAL LAW ENFORCEMENT AGENCY SHALL PROVIDE THE ~~DEPARTMENT~~ GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION WITH INFORMATION, FOR THE PREVIOUS CALENDAR YEAR, ABOUT EACH OFFICER-INVOLVED DEATH AND DEATH IN THE LINE OF DUTY THAT INVOLVES ~~INVOLVED~~ A LAW ENFORCEMENT OFFICER EMPLOYED BY THE AGENCY, TO INCLUDE AT A MINIMUM:

(1) THE AGE, GENDER, ETHNICITY, ~~GENDER IDENTITY~~, ~~SEXUAL ORIENTATION~~, ~~ETHNICITY~~, RACE, AND LANGUAGE PREFERENCE ~~AND RACE~~ OF A DECEASED INDIVIDUAL ~~WHO IS NOT A LAW ENFORCEMENT OFFICER~~;

(2) THE AGE, GENDER, ETHNICITY, ~~GENDER IDENTITY~~, ~~SEXUAL ORIENTATION~~, ~~ETHNICITY~~, RACE, AND LANGUAGE PREFERENCE ~~AND RACE~~ OF THE OFFICER INVOLVED;

(3) ~~THE MANNER OF THE OFFICER OR DECEASED INDIVIDUAL'S DEATH~~ A BRIEF DESCRIPTION OF THE CIRCUMSTANCES SURROUNDING THE DEATH; AND

(4) THE DATE, TIME, AND LOCATION OF THE DEATH; AND

(5) ~~THE DISPOSITION OF ANY INVESTIGATION, INQUIRY, OR DISCIPLINARY PROCEEDING RESULTING FROM THE DEATH~~ THE LAW ENFORCEMENT AGENCY OF THE OFFICER WHO:

(I) DIED, IF THE INCIDENT INVOLVED AN OFFICER WHO DIED IN THE LINE OF DUTY; OR

(II) DETAINED, ARRESTED, OR WAS IN THE PROCESS OF ARRESTING THE DECEASED, IF THE INCIDENT INVOLVED AN OFFICER-INVOLVED DEATH.

(C) THE ~~DEPARTMENT~~ GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION SHALL ADOPT PROCEDURES FOR THE COLLECTION AND ANALYSIS OF THE INFORMATION DESCRIBED IN SUBSECTION (B) OF THIS SECTION.

(D) THE ~~DEPARTMENT~~ GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION SHALL ANALYZE AND DISSEMINATE THE INFORMATION PROVIDED UNDER SUBSECTION (B) OF THIS SECTION.

(E) THE ~~DEPARTMENT~~ GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION SHALL MAKE AN ANNUAL REPORT ON THE INCIDENCE OF OFFICER-INVOLVED DEATHS AND DEATHS IN THE LINE OF DUTY IN THE STATE TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON OR BEFORE JUNE 30 OF EACH YEAR.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) On or before October 15, 2016, the ~~Department of State Police~~ Governor's Office of Crime Control and Prevention shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on the number of officer-involved deaths and deaths in the line of duty that occurred during the previous ~~10-3~~ calendar years.

(b) The report shall include information as required by § ~~2-315(b)-3-507(b)~~ of the Public Safety Article as enacted by this Act.

(c) ~~Each~~ On or before August 15, 2016, each local law enforcement agency shall provide the ~~Department of State Police~~ Governor's Office of Crime Control and Prevention with the information described in § ~~2-315(b)-3-507(b)~~ of the Public Safety Article as enacted by this Act for the previous 10-3 calendar year period.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect ~~October~~ July 1, 2015.

Approved by the Governor, May 12, 2015.

ATTACHMENT B

CJ-11MD Form

Deaths Involving a Law Enforcement Officer Reporting Form

Reporting Agency:

Type of Death

- Citizen Death Officer Death

Deceased Information

(please fill out a separate form for multiple subjects - 1 form per subject)

Name: _____ Date of Death: _____
Age: _____ Gender: _____
Ethnicity: _____ Race: _____

If Citizen Death, Provide Officer Involved Information

(please use the additional information area for more than 1 officer)

Age: _____ Gender: _____
Ethnicity: _____ Race: _____

Type of Incident (Preliminary)

- Homicide Suicide Accidental Injury to Self
 Medical Condition / Illness Natural Causes Overdose / Intoxication
 Other: _____

Details

Description of Incident:

Reporting Official / Agency Information

Reporting Official _____ Date of Reporting _____

Department/Title _____ Method of Reporting _____

Contact Information