

(2) (I) THIS PARAGRAPH DOES NOT APPLY TO A HIGHWAY AS DEFINED IN § 8-101 OF THIS ARTICLE OR OTHER PUBLIC PROPERTY OR WATERWAY OPEN FOR PUBLIC CONVEYANCE.

(II) FOR PURPOSES OF ESTABLISHING PERIMETER SECURITY, SUBJECT TO THE REQUIREMENTS OF PARAGRAPH (3) OF THIS SUBSECTION, A MARYLAND TRANSPORTATION AUTHORITY POLICE OFFICER MAY EXERCISE THE POWERS DESCRIBED IN SUBSECTION (A)(2) OF THIS SECTION:

1. WITHIN 500 FEET OF PROPERTY DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION; AND

2. ON OR WITHIN 500 FEET OF ANY OTHER PROPERTY OWNED, LEASED, OPERATED BY, OR UNDER THE CONTROL OF THE DEPARTMENT.

(3) A MARYLAND TRANSPORTATION AUTHORITY POLICE OFFICER MAY EXERCISE THE POWERS DESCRIBED IN PARAGRAPH (2) OF THIS SECTION SUBSECTION, IF:

(I) THE CHAIRMAN OF THE MARYLAND TRANSPORTATION AUTHORITY, WITH THE APPROVAL OF THE GOVERNOR, DETERMINES ON THE BASIS OF SPECIFIC AND ARTICULABLE FACTS THAT THE EXERCISE OF THE POWERS IS REASONABLE TO PROTECT AGAINST ACTUAL OR THREATENED PHYSICAL INJURY OR DAMAGE TO STATE EMPLOYEES OR STATE PROPERTY OR ASSETS AND PROVIDES NOTICE OF THE EXERCISE OF THE POWERS TO THE:

1. CHIEF OF POLICE, IF ANY, OR THE CHIEF'S DESIGNEE, IN A MUNICIPAL CORPORATION;

2. CHIEF OF POLICE OR THE CHIEF'S DESIGNEE IN A COUNTY WITH A COUNTY POLICE DEPARTMENT;

3. SHERIFF OR THE SHERIFF'S DESIGNEE IN A COUNTY WITHOUT A POLICE DEPARTMENT;

4. POLICE COMMISSIONER OR THE POLICE COMMISSIONER'S DESIGNEE IN BALTIMORE CITY;

5. SECRETARY OF NATURAL RESOURCES OR THE SECRETARY'S DESIGNEE ON ANY PROPERTY OWNED, LEASED, OPERATED BY, OR UNDER THE CONTROL OF THE DEPARTMENT OF NATURAL RESOURCES;

6. SECRETARY OF STATE POLICE OR THE SECRETARY'S DESIGNEE; OR

7. SECRETARY OF A PRINCIPAL DEPARTMENT THAT MAINTAINS A POLICE FORCE OR THE SECRETARY'S DESIGNEE IF THE DEPARTMENT WOULD BE AFFECTED BY THE ACTIONS OF THE MARYLAND TRANSPORTATION AUTHORITY POLICE FORCE UNDER THIS SUBSECTION; OR

(II) ORDERED TO DO SO BY THE GOVERNOR PURSUANT TO A PROCLAMATION OR DECLARATION BY THE GOVERNOR OF A STATE OF EMERGENCY UNDER ARTICLE 16A OF THE CODE OR ARTICLE 41 OF THE CODE.