

1 **AMENDMENT 1 on Bill No. 22-09**

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3 **Introduced By:** Council President Keegan-Ayer (District 3)
4 **Introduction Date:** April 12, 2022
5 **Adopted/Rejected/Withdrawn:** _____

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8 An ACT stablish a Police Accountability Board and an Administrative Charging Committee;
9 setting forth the qualifications for members and method of appointment; setting forth the process
10 for selection of the board chairperson; providing for a process to receive certain complaints
11 alleging police misconduct; setting forth the duties of the Board; defining certain terms; providing
12 for the requirement to submit financial disclosure statements; providing for the staggering of
13 initial appointments to the Board; providing for the application of this Act; and generally relating
14 to police accountability in Frederick County.

15 On Exhibit 1, it is hereby amended as follows:

16 **§1-2-701. CREATION, DUTIES.**

17 (A) There is a Frederick County Police Accountability Board, which consists of **ELEVEN (11)**
18 [~~nine (9)~~] voting members, appointed by the County Executive and confirmed by the County
19 Council, as set forth below.

20 *****

21
22 **§1-2-702. COMPOSITION.**

23 (A) To the extent practicable, the membership of the Board shall reflect the racial, gender,
24 and cultural diversity of the County, as well as representation from communities that
25 experience a higher frequency of interactions with law enforcement.

26
27 (B) Subject to the confirmation of the County Council, the County Executive must appoint
28 ELEVEN (11) [n~~i~~ne (9)] individuals to serve on the Board as regular, voting members
29 for a three-year term unless otherwise noted.

30
31 (C) Regular, voting members of the Board must:

32
33 (1) Be at least 21 years of age, legal residents or citizens of the United States and
34 registered voters;

35
36 (2) Be County residents, to include:

37 (a) Two (2) residents of the City of Frederick;
38 (b) One (1) resident of the City of Brunswick; [and]
39 (c) One (1) resident of the Town of Thurmont;
40 (d) **ONE (1) RESIDENT WHO IS BLACK OR AFRICAN AMERICAN;**

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets and ~~strikethrough~~] indicate matter deleted from the bill.

* * * * *

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets and ~~strikethrough~~] indicate matter deleted from the bill.

AMENDMENT 2 on Bill No. 22-09

Introduced By: Council Members Kai Hagen(At-Large) & Jessica Fitzwater (District 4)

Introduction Date: April 12, 2022

Adopted/Rejected/Withdrawn: _____

An ACT to establish a Police Accountability Board and an Administrative Charging Committee; setting forth the qualifications for members and method of appointment; setting forth the process for selection of the board chairperson; providing for a process to receive certain complaints alleging police misconduct; setting forth the duties of the Board; defining certain terms; providing for the requirement to submit financial disclosure statements; providing for the staggering of initial appointments to the Board; providing for the application of this Act; and generally relating to police accountability in Frederick County.

On Exhibit 1, it is hereby amended as follows:

§ 1-2-701. CREATION, DUTIES.

(A) There is a Frederick County Police Accountability Board, which consists of nine (9) voting members, appointed by the County Executive and confirmed by the County Council, and set forth below.

(B) Budget and Staff. The County Executive shall propose a budget for the Board that shall be included in the Annual Budget and Appropriation Ordinance adopted by the County Council and shall assign staff as needed to the Board, including the designation of an Executive Administrator.

(C) The Board shall:

- 1) Hold quarterly meetings, and additional meetings if necessary, with heads of law enforcement agencies and otherwise work with law enforcement agencies with jurisdiction in the County and County Government to improve matters of policing:

(2) Appoint civilian members to Charging Committees and trial boards:

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets and ~~strikethrough~~] indicate matter deleted from the bill.

- (3) Receive complaints of police misconduct filed by members of the public;
- (4) On a quarterly basis, review outcomes of disciplinary matters considered by Charging Committees; and
- (5) On or before December 31 each year, submit a report to the County Executive and the County Council of the County, and each municipality located within Frederick County that maintains a police agency that:
 - (a) Identifies any trends in the disciplinary process of police officers in the County; and
 - (b) Makes recommendations on changes to policy, **TRAINING, OR SUPERVISION** that would improve police accountability in the County.

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets and ~~strikethrough~~] indicate matter deleted from the bill.

AMENDMENT 3 on Bill No. 22-09

Introduced By: Council Members Kai Hagen (At-Large) & Jessica Fitzwater (District 4)

Introduction Date: April 12, 2022

Adopted/Rejected/Withdrawn: 5-2

An ACT to establish a Police Accountability Board and an Administrative Charging Committee; setting forth the qualifications for members and method of appointment; setting forth the process for selection of the board chairperson; providing for a process to receive certain complaints alleging police misconduct; setting forth the duties of the Board; defining certain terms; providing for the requirement to submit financial disclosure statements; providing for the staggering of initial appointments to the Board; providing for the application of this Act; and generally relating to police accountability in Frederick County.

On Exhibit 1, it is hereby amended as follows:

§ 1-2-702. COMPOSITION.

~~[(A) To the extent practicable, the membership of the board shall reflect the racial, gender, and cultural diversity of the County, as well as representation from communities that experience a higher frequency of interactions with law enforcement.]~~

(A) [(B)] Subject to the confirmation of the County Council, the County Executive must appoint ~~nine (9)~~ **ELEVEN (11)** individuals to serve on the Board as regular, voting members for a three-year term unless otherwise noted.

(B) TO THE MAXIMUM EXTENT PRACTICABLE, THE MEMBERSHIP OF THE BOARD SHALL REFLECT THE RACIAL, GENDER, AND CULTURAL DIVERSITY OF THE COUNTY AS WELL AS REPRESENTATION FROM COMMUNITIES THAT EXPERIENCE A HIGHER FREQUENCY OF INTERACTIONS WITH LAW ENFORCEMENT. INCLUDING BUT NOT

EXPLANATION:

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LIMITED TO PEOPLE WHO ARE BLACK/AFRICIAN-AMERICAN, LATINO, AND LESBIAN/GAY/BISEXUAL/TRANSGENDER/QUEER (LGBTQ), FIRST OR SECOND GENERATION IMMIGRANTS, PEOPLE WITH DISABILITIES, PEOPLE WITH BEHAVIORAL HEALTH CONCERNS, AND PEOPLE WHO HAVE EXPERIENCED HOMELESSNESS.

(C) TO THE EXTENT PRACTICABLE, THE MEMBERSHIP OF THE BOARD SHALL REFLECT GEOGRAPHIC DIVERSITY WITHIN FREDERICK COUNTY, INCLUDING MEMBERS FROM ALL FIVE COUNCIL DISTRICTS.

(D) (C) Regular voting members of the Board must:

- 1) Be at least 21 years of age, legal residents or citizens of **FREDERICK COUNTY**, **AND** the United States, and registered voters;
- 2) Be County residents, to include:
 - a) Two (2) residents of the City of Frederick;
 - b) One (1) resident of the City of Brunswick; and
 - c) One (1) resident of the Town of Thurmont;
- 3) Have familiarity or experience within the legal field, the behavioral health field, social services, human resources or personnel management, the operation of a government agency, criminal justice agency, or community service organizations, **OR**
RELEVANT LIVED EXPERIENCE;
- 4) To ensure that each member is able to act and make objective decisions that are free from outside influence or bias, submit to]
- 4) **PARTICIPATE IN** an in-person interview and appropriate background research conducted by:
 - a) The County Executive or designee; and

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b) The municipal mayors of the Cities of Frederick and Brunswick and the Town of Thurmont, or their Chief Administrative Officer or equivalent; and

B) Other individuals as determined by the County Executive. [; and]

5) Successfully complete training on matters related to police procedures from the Maryland Police Training and Standards Commission, the County Ethics Law, the Open Meetings Act, and any other training required by the State, they County Executive, or majority vote of the Board.

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets and ~~strike-through~~] indicate matter deleted from the bill.

AMENDMENT 4 on Bill No. 22-09

Introduced By: Council Members Kai Hagen(At-Large) & Jessica Fitzwater (District 4)

Introduction Date: April 12, 2022

Adopted/Rejected/Withdrawn: 3-4

An ACT to establish a Police Accountability Board and an Administrative Charging Committee; setting forth the qualifications for members and method of appointment; setting forth the process for selection of the board chairperson; providing for a process to receive certain complaints alleging police misconduct; setting forth the duties of the Board; defining certain terms; providing for the requirement to submit financial disclosure statements; providing for the staggering of initial appointments to the Board; providing for the application of this Act; and generally relating to police accountability in Frederick County.

On Exhibit 1, it is hereby amended as follows:

§ 1-2-703. CHAIRPERSON.

The County Executive shall nominate, and the County Council shall approve, an

individual to serve as the Board Chairperson who shall have [familiarity with criminal justice or other] relevant experience needed for the position. The term of the Chairperson is 3 years.

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL

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[Brackets and strikethrough] indicate matter deleted from the bill

AMENDMENT 5 on Bill No. 22-09

Introduced By: Council Members Kai Hagen(At-Large) & Jessica Fitzwater (District 4)

Introduction Date: April 12, 2022

Adopted/Rejected/Withdrawn: _____

An ACT to establish a Police Accountability Board and an Administrative Charging Committee; setting forth the qualifications for members and method of appointment; setting forth the process for selection of the board chairperson; providing for a process to receive certain complaints alleging police misconduct; setting forth the duties of the Board; defining certain terms; providing for the requirement to submit financial disclosure statements; providing for the staggering of initial appointments to the Board; providing for the application of this Act; and generally relating to police accountability in Frederick County.

On Exhibit 1, it is hereby amended as follows:

20 **§ 1-2-706. ADMINISTRATIVE CHARGING COMMITTEE.**

* * *

(2) If the police officer is not administratively charged, make a determination that:

a) The allegations against the police officer are unfounded; or

b) The police officer is exonerated.

(3) Record, in writing, any failure of **POLICY, TRAINING, OR** supervision that

caused or contributed to a police officer's misconduct.

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets and ~~strikethrough~~] indicate matter deleted from the bill.