

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5 **Adopted/Rejected/Withdrawn:** \_\_\_\_\_  
6

7  
8 An ACT establish 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)** ~~nine (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;**

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EXPLANATION:

**BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.**

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

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AND  
(e) ONE (1) RESIDENT WHO IS A FIRST OR SECOND  
GENERATION IMMIGRANT;

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EXPLANATION:

**BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.**

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

1 **AMENDMENT 2 on Bill No. 22-09**

2  
3 **Introduced By:** Council Members Kai Hagen(At-Large) & Jessica Fitzwater  
4 (District 4)

5 **Introduction Date:** April 12, 2022

6 **Adopted/Rejected/Withdrawn:** \_\_\_\_\_  
7

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

17  
18 On Exhibit 1, it is hereby amended as follows:  
19

20 **§ 1-2-701. CREATION, DUTIES.**

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

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

28 (C) The Board shall;

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

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

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EXPLANATION:

**BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.**

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1 (3) Receive complaints of police misconduct filed by members of the public;

2 (4) On a quarterly basis, review outcomes of disciplinary matters considered  
3 by Charging Committees; and

4 (5) On or before December 31 each year, submit a report to the County  
5 Executive and the County Council of the County, and each municipality located  
6 within Frederick County that maintains a police agency that:

7 (a) Identifies any trends in the disciplinary process of police officers  
8 in the County; and

9 (b) Makes recommendations on changes to policy, **TRAINING, OR**  
10 **SUPERVISION** that would improve police accountability in the County.

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EXPLANATION:

**BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.**

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

1 **AMENDMENT 3 on Bill No. 22-09**

2  
3 **Introduced By:** Council Members Kai Hagen (At-Large) & Jessica  
4 Fitzwater (District 4)

5 **Introduction Date:** April 12, 2022

6 **Adopted/Rejected/Withdrawn:** 5-2

7  
8  
9 An ACT to establish a Police Accountability Board and an Administrative Charging Committee;  
10 setting forth the qualifications for members and method of appointment; setting  
11 forth the process for selection of the board chairperson; providing for a process to  
12 receive certain complaints alleging police misconduct; setting forth the duties of  
13 the Board; defining certain terms; providing for the requirement to submit  
14 financial disclosure statements; providing for the staggering of initial  
15 appointments to the Board; providing for the application of this Act; and generally  
16 relating to police accountability in Frederick County.

17  
18 On Exhibit 1, it is hereby amended as follows:

19  
20 **§ 1-2-702. COMPOSITION.**

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

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

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

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EXPLANATION:

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

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

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

11 1) Be at least 21 years of age, legal residents or citizens of ~~FREDERICK COUNTY,~~  
12 ~~AND~~ the United States , and registered voters;

13 2) Be County residents, to include:

14 a) Two (2) residents of the City of Frederick;

15 b) One (1) resident of the City of Brunswick; and

16 c) One (1) resident of the Town of Thurmont;

17 3) Have familiarity or experience within the legal field, the behavioral health field,  
18 social services, human resources or personnel management, the operation of a  
19 government agency, criminal justice agency, or community service organizations, **OR**  
20 **RELEVANT LIVED EXPERIENCE;**

21 ~~4) To ensure that each member is able to act and make objective decisions that are~~  
22 ~~free from outside influence or bias, submit to]~~

23 **4) PARTICIPATE IN** an in-person interview and appropriate background research  
24 conducted by:

25 a) The County Executive or designee; and

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EXPLANATION:

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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.

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EXPLANATION:

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1 **AMENDMENT 4 on Bill No. 22-09**

2  
3 **Introduced By:** Council Members Kai Hagen(At-Large) & Jessica Fitzwater  
4 (District 4)

5 **Introduction Date:** April 12, 2022

6 **Adopted/Rejected/Withdrawn:** 3-4

7  
8  
9 An ACT to establish a Police Accountability Board and an Administrative Charging Committee;  
10 setting forth the qualifications for members and method of appointment; setting  
11 forth the process for selection of the board chairperson; providing for a process to  
12 receive certain complaints alleging police misconduct; setting forth the duties of  
13 the Board; defining certain terms; providing for the requirement to submit  
14 financial disclosure statements; providing for the staggering of initial  
15 appointments to the Board; providing for the application of this Act; and generally  
16 relating to police accountability in Frederick County.

17  
18 On Exhibit 1, it is hereby amended as follows:

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20 **§ 1-2-703. CHAIRPERSON.**

21 The County Executive shall nominate, and the County Council shall approve, an  
22 individual to serve as the Board Chairperson who shall have [~~familiarity with criminal justice or~~  
23 ~~other~~] relevant experience needed for the position. The term of the Chairperson is 3 years.

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



1 **AMENDMENT 5 on Bill No. 22-09**

2  
3 **Introduced By:** Council Members Kai Hagen(At-Large) & Jessica Fitzwater  
4 (District 4)

5 **Introduction Date:** April 12, 2022

6 **Adopted/Rejected/Withdrawn:** \_\_\_\_\_

7  
8  
9 An ACT to establish a Police Accountability Board and an Administrative Charging Committee;  
10 setting forth the qualifications for members and method of appointment; setting  
11 forth the process for selection of the board chairperson; providing for a process to  
12 receive certain complaints alleging police misconduct; setting forth the duties of  
13 the Board; defining certain terms; providing for the requirement to submit  
14 financial disclosure statements; providing for the staggering of initial  
15 appointments to the Board; providing for the application of this Act; and generally  
16 relating to police accountability in Frederick County.

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

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

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

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

24 b) The police officer is exonerated.

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

26 caused or contributed to a police officer's misconduct.

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EXPLANATION:

**BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.**

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