



COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND
AGENDA

County Council Meeting
Legislative Session 2022, Legislative Day No. 6
March 7, 2022 – 7:00 P.M.

- A. Invocation – Travis Knoll, Lead Pastor, Bethel-Nichols UMC, Odenton, Md.
- B. Pledge of Allegiance
- C. Ethics Statement
- D. Invitation to Audience
- E. Announcement of Items not Appearing on Agenda
- F. Preliminary Motion
- G. Approval of Minutes

February 22, 2022 – Legislative Day No. 5

- H. Introduction of Bills

BILL NO. 27-22 – AN ORDINANCE concerning: Pensions – Contingent Annuitant – Fire and Police Service Retirement Plans – Same Sex Marriage – FOR the purpose of allowing modification of the contingent annuitant election for certain retirees in the Fire and Police Pension Plans entering into same sex marriages with the contingent annuitant; and generally relating to pensions.

Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

BILL NO. 28-22 – AN ORDINANCE concerning: Personnel – Positions in the Classified Service – FOR the purpose of adding the position of Correctional Records Clerk II to the classified service; providing for the pay, work week, and minimum qualifications applicable to the Correctional Records Clerk II position; modifying the titles, pay, and minimum qualifications applicable to certain positions in the classified service; decreasing and increasing certain positions in the Department of Detention Facilities in the classified service approved as part of the annual budget and appropriation ordinance; providing for the application of this Ordinance; and generally relating to personnel.

Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

BILL NO. 29-22 – AN ORDINANCE concerning: Current Expense Budget – Supplementary Appropriations – FOR the purpose of making supplementary appropriations from unanticipated revenues to certain offices, departments, institutions, boards, commissions or other agencies in the general fund for the current fiscal year; and generally relating to making supplementary appropriations of funds to the Current Expense Budget for the fiscal year ending June 30, 2022.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

I. Public Hearings and Call of Bills and Resolutions for Final Reading and/or Vote

BILL NO. 8-22 (As Amended) (Amendment Proposed) – AN ORDINANCE concerning: Zoning – 2022 Green Infrastructure Master Plan – FOR the purpose of repealing the 2002 Greenways Master Plan and amendments; adopting the 2022 Green Infrastructure Master Plan and appendices as a guide for the future conservation of natural lands in the County; making certain findings of fact and stating the legislative intent relative to the Green Infrastructure Master Plan; making a conforming change; and generally relating to zoning and the County’s 2022 Green Infrastructure Master Plan.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

BILL NO. 16-22 (Amendments Proposed) – AN ORDINANCE concerning: Police Accountability Board – FOR the purpose of establishing a Police Accountability Board; defining certain terms; providing for the composition and terms and removal of members of the Police Accountability Board; providing for a chair of the Police Accountability Board; providing for the meeting standards, training, budget and staff, compensation of members, and recordkeeping standards of the Police Accountability Board; establishing the duties of the Police Accountability Board; requiring annual reports by the Police Accountability Board; providing for the compensation, staffing, and appointment of members of Administrative Charging Committees and Trial Boards; requiring voting members of Police Accountability Board to file financial disclosure statements; and generally relating to boards, commissions, and similar bodies and public ethics
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)
and Ms. Fiedler

BILL NO. 17-22 – AN ORDINANCE concerning: Planning and Development – Master Plan for Water Supply and Sewerage Systems – FOR the purpose of amending the Master Plan for Water Supply and Sewerage Systems, 2017 to alter certain maps; and generally relating to the Master Plan for Water Supply and Sewerage Systems.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

[BILL NO. 18-22](#) – AN ORDINANCE concerning: Finance, Taxation, and Budget – Opioid Abatement Special Revenue Fund – FOR the purpose of establishing an Opioid Abatement Special Revenue Fund; providing for payment of revenues restricted in use by the State into the Fund; providing that the Fund shall be a special, non-lapsing fund; specifying the purposes for which transfers may be made from the Fund; and generally relating to finance, taxation, and budget.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

[BILL NO. 19-22](#) – AN ORDINANCE concerning: Aggregate Net Energy Metering Credit Purchase Agreement – Glenn Burnie Landfill Solar LLC – FOR the purpose of approving an Aggregate Net Energy Metering Credit Purchase Agreement between Glenn Burnie Landfill Solar LLC and Anne Arundel County, Maryland, to provide for the purchase by the County of energy output from a solar facility constructed, owned, and operated by Glenn Burnie Landfill Solar LLC on property leased by Glenn Burnie Landfill Solar LLC from the County under the terms and conditions contained in the Aggregate Net Energy Metering Credit Purchase Agreement; and generally relating to the Aggregate Net Energy Metering Credit Purchase Agreement.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

[BILL NO. 20-22](#) – AN ORDINANCE concerning: Legislative Branch – Compensation – Benefits – FOR the purpose of increasing the salaries of members of the County Council as recommended by the Salary Standard Commission with a certain limitation; amending certain benefits and allowances of members of the County Council as recommended by the Salary Standard Commission; and generally relating to the Legislative Branch.
Introduced by Mr. Pruski, Ms. Lacey, and Ms. Pickard

[BILL NO. 21-22](#) – AN ORDINANCE concerning: Subdivision and Development and Zoning – Cluster Development – FOR the purpose of adding subdivision and development and zoning provisions relating to cluster development; exempting applications for cluster development made before a certain date from the new provisions; prohibiting modifications to certain open space requirements for cluster development; allowing “cluster development” as a conditional use in certain residential zoning districts; adding the conditional use requirements for cluster development; repealing the bulk regulations for cluster development in certain residential zoning districts; repealing the conditional use and special exception use requirements for “duplexes and semi-detached dwellings”; making certain conforming changes; and generally relating to subdivision and development and zoning.
Introduced by Ms. Fiedler

[RESOLUTION NO. 4-22](#) – RESOLUTION selecting SB & Company, LLC, an independent firm of certified public accountants, to perform the financial audit for fiscal year 2022
Introduced by Ms. Rodvien, Chair

J. Other Business

K. Adjournment

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Anyone with a disability who requires a reasonable accommodation to fully participate in a Council meeting should contact the Administrative Officer at least 72 hours before the meeting to discuss your accessibility needs. The Administrative Officer may be reached by email at CouncilAdmin@aacounty.org or by telephone at 410-222-1401. TTY users, please use Maryland Relay, 7-1-1.

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WAYS TO FOLLOW THE COUNTY COUNCIL

Members of the public can watch the March 7, 2022 meeting on local cable channels or via Arundel TV. To find a list of channels or to access Arundel TV, visit:
www.aacounty.org/services-and-programs/government-television.

For more details on all the ways to participate please visit:
<https://www.aacounty.org/services-and-programs/county-council-meeting-participation>.



**ANNE ARUNDEL COUNTY
OFFICE OF THE COUNTY AUDITOR**

To: Councilmembers, Anne Arundel County Council
From: Michelle Bohlayer, County Auditor
Date: March 2, 2022
Subject: Auditor's Review of Legislation for the March 7, 2022 Council Meeting

**Bill 8-22:
Zoning – 2022 Green
Infrastructure Master
Plan (As Amended)**

Summary of Legislation

This bill repeals the 2002 Greenways Master Plan and adopts the 2022 Green Infrastructure Master Plan with appendices as a guide for the future conservation of natural lands in the County.

We commented on this bill in our letter dated February 16, 2022. At the February 22, 2022 Council meeting, this bill was amended to clarify that the Green Infrastructure Network map is a conceptual planning map and that future land use or management decisions will be informed by site specific studies. It was also amended to clarify the effect of the Green Infrastructure Master Plan on planned land use and development. We have no further comments on this bill.

**Bill 16-22:
Police Accountability
Board**

Summary of Legislation

This bill establishes the Police Accountability Board (Board) for Anne Arundel County, as required by the Maryland General Assembly's House Bill 670, also known as the Maryland Police Accountability Act of 2021, which becomes effective on July 1, 2022.

The bill defines certain terms; provides for the composition, terms, and removal of members of the Board; provides for a chair of the Board; provides for the meeting standards, training, budget and staff, compensation of members of the Board, and recordkeeping standards of the Board; establishes the duties of the Board; requires annual reports by the Board; provides for the compensation, staffing, and appointment of members of Administrative Charging Committee and Trial Board; and requires all voting members of the Board to file financial disclosure statements.

Review of Fiscal Impact

We agree with the Administration's fiscal note that the implementation of these state-mandated police accountability measures will require

Bill 16-22 (continued)

County resources and expenses. Initially, the bill provides for two positions in the exempt service, an Executive Director and an Administrative Secretary, to provide support and assistance to the Board to fulfill its duties and responsibilities mandated by state law. Annual salary and benefit costs for one Executive Director position ranges from approximately \$122,000 to approximately \$248,000 and for one Administrative Secretary position ranges from approximately \$55,000 to approximately \$111,000. Both of these positions are new and were not included in the fiscal year 2022 (FY22) Budget, however, these have been requested in Bill 24-22, which was introduced on February 22, 2022.

Per the Office of the Budget, it is the intention of the Administration to hire both of these positions before the end of the current fiscal year. Given that currently there is no budget for the Board, a supplementary appropriation would be needed to transfer funds to the Board if the County hires these positions during the current fiscal year. Other possible costs associated with the Board, Administrative Charging Committee, and Trial Board, such as additional staff, contractual services, compensation for members, and expense reimbursement for non-voting Board members, will be considered in the fiscal year 2023 (FY23) budget process and included in the proposed budget, as needed.

**Bill 17-22:
Planning and Development
– Master Plan for Water
Supply and Sewerage
Systems****Summary of Legislation**

This bill amends the Master Plan for Water Supply and Sewerage Systems, 2017 to alter certain maps.

These changes to the plan have been reviewed by the Planning Advisory Board, and they have offered an advisory recommendation of approval.

Review of Fiscal Impact

This bill does not have a fiscal impact. Costs to connect to public water and sewer are paid by the user through charges and assessments. The Board of Education would be exempt from capital connection fees for water and sewer, however, upon connection they will be billed for water and sewer usage.

**Bill 18-22:
Finance, Taxation, and
Budget – Opioid
Abatement Special
Revenue Fund**

Summary of Legislation

This bill establishes the Opioid Abatement Special Revenue Fund to retain the County's share of settlement proceeds from the national settlement agreement of the state and national litigation related to the opioid industry. The Opioid Abatement Special Revenue Fund is a special, non-lapsing fund.

Review of Fiscal Impact

We agree with the Administration's fiscal note that any payments received by the County will be dependent on the total subdivision participation in the state settlement. A \$26 billion settlement was reached with the pharmaceutical distributors, Cardinal Health, McKesson, and AmerisourceBergen, and the opioids manufacturer, Johnson & Johnson. A total of 58 of Maryland's 60 qualifying subdivisions have elected to participate in the settlement. Currently, Maryland stands to receive approximately \$395 million from the settlements over 18 years. The settlement agreement between the state and local governments requires each subdivision receiving payments under the national settlement agreement and the state settlement agreement to establish a local abatement fund consistent with state law for the purpose of receiving and spending direct payments made to qualifying local subdivisions by the settlement administrator within 60 days of the agreement.

**Bill 19-22:
Aggregate Net Energy
Metering Credit Purchase
Agreement – Glenn Burnie
Landfill Solar LLC**

Summary of Legislation

This bill approves an Aggregate Net Energy Metering Credit Purchase Agreement (agreement) between Glenn Burnie Landfill Solar, LLC and the County. The Council approved Bill 12-21, which leased County property in Glen Burnie to Glenn Burnie Landfill Solar, LLC. Glenn Burnie Landfill Solar, LLC intends to construct, own, and operate one solar photovoltaic generation facility (solar facility) and a separate community solar project on the property. The agreement will allow the County to purchase some of the energy output from the solar facility under the terms and conditions contained in the agreement.

Review of Fiscal Impact

The agreement will remain in effect until the 25th anniversary of the commercial operation date or such earlier date provided in the agreement. Per the agreement, the starting price per kilowatt-hours (kWh) of electricity will be \$0.0865/kWh with 1.5% annual escalation. Over the 25 year agreement period, the total estimated cost of purchasing electricity from the market (grid) will be approximately \$12,950,000 while the total estimated cost of electricity through this agreement will be approximately \$9,274,000 resulting in potential savings of approximately \$3,676,000 over the term of the agreement.

**Bill 20-22:
Legislative Branch –
Compensation – Benefits**

Summary of Legislation

This bill increases the salaries of members of the County Council and amends certain benefits and allowances of members of the County Council as recommended by the Salary Standard Commission.

Review of Fiscal Impact

This bill will increase the current County Council salaries by approximately \$7,400 for the one-year period starting December 2022 unless the increase is limited by the classified employee cost of living adjustment. Seven months of this increase (from December to June) will be included in the FY23 Proposed Budget and five months of this increase (from July to November) will be included in the fiscal year 2024 Proposed Budget.

This bill will increase benefits by the following:

- An increase of \$100 for the automobile allowance.
- Any Councilmember who is not a retired County employee shall pay 50%, rather than the current 100% of the premium cost of coverage set by the Personnel Officer for health insurance during their term. For FY22, one year of 50% of the current premium if all seven Councilmembers elected to participate would total \$27,400.

**Bill 21-22:
Subdivision and
Development and Zoning –
Cluster Development**

Summary of Legislation

This bill adds subdivision and development and zoning provisions relating to cluster development, exempts applications for cluster development made before a certain date from the provisions, prohibits modifications to certain open space requirements for cluster development, allows cluster development as a conditional use in certain residential zoning districts, adds conditional use requirements for cluster development, repeals the bulk regulations for cluster development in certain residential zoning districts, and repeals the conditional use and special exception use requirements for duplexes and semi-detached dwellings.

Review of Fiscal Impact

The Office of Planning and Zoning does not anticipate a change in workload due to this bill, and does not anticipate needing additional resources to meet the requirements of Bill 21-22.

**Resolution 4-22:
Selecting SB & Company,
LLC to Perform the FY22
Financial Audit**

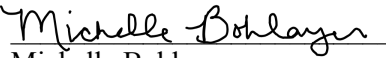
Summary of Legislation

This resolution selects SB & Company, LLC, an independent firm of certified public accountants, to perform the financial audit for FY22. This selection was recommended by the Evaluation Committee.

Review of Fiscal Impact

The total contracted amount to perform the County's financial audit for FY22 is \$132,600. A portion of these funds are included in the FY22 Budget for the related contract period. The remainder of these funds will be requested in the FY23 Proposed Budget.

Sincerely,


Michelle Bohlayer
County Auditor

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2022, Legislative Day No. 6

Bill No. 27-22

Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

By the County Council, March 7, 2022

Introduced and first read on March 7, 2022
Public Hearing set for April 4, 2022
Bill Expires June 10, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Pensions – Contingent Annuitant – Fire and Police Service
2 Retirement Plans – Same Sex Marriage
3

4 FOR the purpose of allowing modification of the contingent annuitant election for certain
5 retirees in the Fire and Police Pension Plans entering into same sex marriages with the
6 contingent annuitant; and generally relating to pensions.
7

8 BY adding: § 5-1-408(f)
9 Anne Arundel County Code (2005, as amended)
10

11 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
12 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:
13

ARTICLE 5. PENSIONS

TITLE 1. GENERAL PROVISIONS

14 5-1-408. Contingent annuitant. 15 16 17

18 (F) **Same sex marriage to contingent annuitant.** IF A PARTICIPANT IN THE FIRE
19 SERVICE RETIREMENT PLAN OR THE POLICE SERVICE RETIREMENT PLAN RETIRED BEFORE
20 JANUARY 1, 2013, AND ELECTED THE CONTINGENT ANNUITANT OPTION NAMING A
21 MEMBER OF THE SAME SEX AS THE CONTINGENT ANNUITANT, RESULTING IN A
22 REDUCTION OF THE PARTICIPANT'S PENSION BENEFIT, AND, ON OR AFTER JANUARY 1,
23 2013, THE PARTICIPANT MARRIED THE NAMED CONTINGENT ANNUITANT, THEN:
24
25

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter deleted from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.

1 (1) THE PARTICIPANT'S PENSION BENEFIT SHALL BE RESTORED TO THE FULL
2 BENEFIT; AND

3
4 (2) THE PARTICIPANT SHALL BE ENTITLED TO A LUMP SUM PAYMENT OF THE
5 AMOUNT BY WHICH BENEFITS WERE REDUCED BETWEEN THE DATE OF RETIREMENT AND
6 JANUARY 1, 2023.

7
8 SECTION 2. *And be it further enacted*, That this Ordinance shall take effect 45 days
9 from the date it becomes law.

**ANNE ARUNDEL COUNTY, MARYLAND
OFFICE OF THE BUDGET**

BILL NUMBER: 27-22

INTRO. DATE: March 7, 2022

FISCAL NOTE

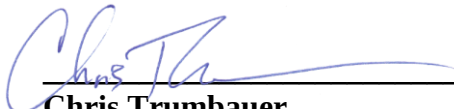
**BILL: AN ORDINANCE CONCERNING: PENSIONS – CONTINGENT
ANNUITANT – FIRE AND POLICE SERVICE RETIREMENT PLANS –
SAME SEX MARRIAGE**

SUMMARY OF LEGISLATION

The purpose of this legislation is to alter the eligibility of the contingent annuitant retirement option in the Fire and Police retirement plans. This legislation restores full pension benefits to a participant who (1) retired before January 1, 2013 and elected the contingent annuitant option naming a member of the same sex as the contingent annuitant, and (2) married the named contingent annuitant on or after January 1, 2013. This legislation also requires the participant to be entitled to a lump sum payment for the benefits that were reduced between the date of retirement and January 1, 2023.

FISCAL IMPACT

This legislation is anticipated to impact a very small subset of individuals. Based on the number of individuals known to be affected at this time, the fiscal impact to the pension fund is anticipated to be less than \$250,000.

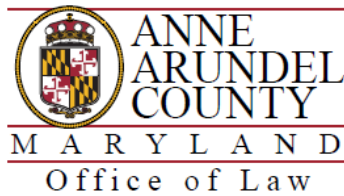


Chris Trumbauer
Budget Officer

3/3/2022
Date

Prepared by: Steven Theroux
Reviewed by: Hannah Dier

cc: Karin McQuade, Controller



Gregory J. Swain, County Attorney

MEMORANDUM

To: Members, Anne Arundel County Council

From: Lori L. Blair Klasmeier, Deputy County Attorney /s/

Via: Gregory J. Swain, County Attorney /s/

Date: March 7, 2022

Subject: Bill No. 27-22: Pensions – Contingent Annuitant – Fire and Police Service Retirement Plans – Same Sex Marriage

Legislative Summary

This summary was prepared by the Anne Arundel County Office of Law for use by members of the Anne Arundel County Council during consideration of Bill No. 27-22, which allows modification of the contingent annuitant option election for certain retirees of the Fire and Police pension plans who have entered into same sex marriages with their contingent annuitant.

Background. Under the Fire and Police pension plans, if a retiree dies, the full benefit is paid to the retiree's surviving spouse. If there is no surviving spouse, then it would be paid to unmarried minor children until they are 18. If there are no unmarried minor children, then payment of certain funds (i.e., employee contributions) would be paid to the beneficiary or, if no beneficiary, the retiree's estate. (§§ 5-4-205 and 5-5-204 of the County Code). There is no reduction of the retiree's benefit during the retiree's lifetime.

If a retiree began County employment before 2002, and the retiree has no spouse or minor child at the time of retirement, the retiree may name a contingent annuitant to receive benefits after the death of the retiree. The retiree can choose the level of benefit (66 2/3% or 50%) to be received by the annuitant, and this options results in an actuarial reduction of the benefits paid to the retiree during the retiree's lifetime. (§ 5-1-408 of the County Code).

Same sex marriage was illegal in Maryland until January 1, 2013. Therefore, a Fire or Police pension plan participant who retired before January 1, 2013, and was in a same sex relationship would not have had the option to marry their same sex partner. The same sex partner would not receive the benefit payable to a surviving spouse. The only option would have been for the retiree to exercise the option to name the same sex partner as a contingent annuitant and to

Note: This Legislative Summary provides a synopsis of the bill as introduced. It does not address subsequent amendments to the bill.

accept a reduction of benefits during the retiree's lifetime. That contingent annuitant election at the time of retirement is irrevocable.

Purpose. The purpose of Bill No. _-22 is to allow retirees under the Fire or Police pension plans who retired before same sex marriage became legal in Maryland, who named their same sex partner as their contingent annuitant, and who, subsequently, married the contingent annuitant to revoke their contingent annuitant election, such that the retiree will be restored to the full monthly benefit, and the same sex spouse will be entitled to the full spousal benefit at the death of the retiree. The Bill also provides that, once the contingent annuitant election is revoked, the retiree will be repaid the reductions of retirement benefits resulting from exercising the contingent annuitant option from the time of retirement.

Summary. Section 1 of the Bill adds **subsection (f)** to § 5-1-408 of the Code to fulfill the purpose as stated herein.

Section 2 of the bill provides that it will take effect 45 days from the date it becomes law.

If there are any questions, please let me know.

cc: Honorable Steuart Pittman, County Executive
Kai Boggess-deBruin, Chief of Staff
Matthew Power, Chief Administrative Officer
Peter Baron, Legislative Liaison
Anne Budowski, Personnel Officer

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2022, Legislative Day No. 6

Bill No. 28-22

Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

By the County Council, March 7, 2022

Introduced and first read on March 7, 2022
Public Hearing set for April 4, 2022
Bill Expires on June 10, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Personnel – Positions in the Classified Service

2
3 FOR the purpose of adding the position of Correctional Records Clerk II to the classified
4 service; providing for the pay, work week, and minimum qualifications applicable to
5 the Correctional Records Clerk II position; modifying the titles, pay, and minimum
6 qualifications applicable to certain positions in the classified service; decreasing and
7 increasing certain positions in the Department of Detention Facilities in the classified
8 service approved as part of the annual budget and appropriation ordinance; providing
9 for the application of this Ordinance; and generally relating to personnel.

10
11 BY repealing and reenacting, with amendments: § 6-1-201(d)(4) and (8)
12 Anne Arundel County Code (2005, as amended)

13
14 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
15 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:

ARTICLE 6. PERSONNEL

TITLE 1. CLASSIFIED SERVICE

16
17
18
19
20
21 **6-1-201. Titles; pay grades; work weeks; minimum qualifications.**

22
23 (d) **Title, pay grades, work week, and minimum qualifications.** The title, minimum
24 standards, pay grade, and the work week designation that an employee is required to follow

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter deleted from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.
Asterisks *** indicate existing Code provisions in a list or chart that remain unchanged.

for each class within the classified service are as follows:

(4) Facilities, Trades, Equipment and Maintenance (FT).

Title	Grade and Work Week	Minimum Qualifications

Mechanical Technician II	FW2B	Graduation from high school; maintenance career path certification as a Mechanical Technician I; considerable experience in the operation, maintenance, and repair of mechanical, electrical, pneumatic, and plumbing equipment; [[and]] a valid commercial Class B motor vehicle operator's license; AND, AS DETERMINED BY AREA OF ASSIGNMENT, A HAZARDOUS MATERIALS (HAZMAT) AND TANKER ENDORSEMENT

(8) Public Safety and Criminal Justice (PS).

Title	Grade and Work Week	Minimum Qualifications

Correctional Records Clerk I	OS7B	Graduation from high school; and thorough experience in progressively responsible office support work including experience in a specialized work environment requiring attention to detail and accuracy and proficiency in office software systems
CORRECTIONAL RECORDS CLERK II	OS9B	GRADUATION FROM HIGH SCHOOL; AND EXTENSIVE EXPERIENCE IN PROGRESSIVELY RESPONSIBLE OFFICE SUPPORT WORK, INCLUDING CONSIDERABLE EXPERIENCE IN A SPECIALIZED WORK ENVIRONMENT REQUIRING ATTENTION TO DETAIL AND ACCURACY AND PROFICIENCY IN OFFICE SOFTWARE SYSTEMS

Fire Communications Operator I	[[LM10D]] LM11D	Graduation from high school; experience in an emergency services environment or progressively responsible multi-faceted clerical work; [[and]] skill in data entry keyboard functions; SUCCESSFUL COMPLETION OF THE FIRE COMMUNICATIONS OPERATOR ENTRY-LEVEL

		TRAINING PROGRAM OFFERED THROUGH THE FIRE DEPARTMENT INFORMATION MANAGEMENT DIVISION; AND CERTIFICATIONS MAINTAINED IN ETC/PRIORITY DISPATCH, EMD/PRIORITY DISPATCH, EFD/PRIORITY DISPATCH, EMD/MIEMSS, AND CPR/AHA AS CONDITIONS OF CONTINUED EMPLOYMENT
Fire Communications Operator II	[[LM11D]] LM12D	Graduation from high school; considerable experience in an emergency services environment or progressively responsible multi-faceted clerical work; skill in data entry keyboard functions; two years experience as an FCO I; [[and]] certification as a Communication Training Officer (CTO) and Public Safety Telecommunicator II; SUCCESSFUL COMPLETION OF THE FIRE COMMUNICATIONS OPERATOR II (FCO II) CLEARANCE PROCESS; AND CURRENT CERTIFICATIONS IN ETC/PRIORITY DISPATCH, EMD/PRIORITY DISPATCH, EFD/PRIORITY DISPATCH, EMD/MIEMSS, AND CPR/AHA
Fire Communications Operator III	[[NR14D]] NR15D	Graduation from high school; five years of experience as an Emergency Services Communications Operator in a fire or police 911 dispatch center; certified in [[EFD, EMD or EPD]] ETC/PRIORITY DISPATCH, EMD/PRIORITY DISPATCH, EFD/PRIORITY DISPATCH, EMD/MIEMSS, AND CPR/AHA; AND served as an FCO with the Anne Arundel County Fire Department for the past [[two]] THREE years with AT LEAST one year at the FCO II level [[or equivalent]]

Police Communications Operator I	[[LM9D]] LM10D	Graduation from high school or a GED; one year of responsible work experience; and some knowledge of data entry keyboard functions
Police Communications Operator II	[[LM10D]] LM11D	Graduation from high school or a GED; considerable work experience with multi-faceted responsibilities; and skill in data entry keyboard functions

- 1 SECTION 2. *And be it further enacted*, That, in accordance with § 6-1-110 of the Anne
2 Arundel County Code (2005, as amended), this Ordinance shall approve a decrease of
3 thirteen Correctional Records Clerk positions in the Department of Detention Facilities

1 from the number of positions approved in this classification in the Department of Detention
2 Facilities as part of the Annual Budget and Appropriation Ordinance, and an increase of
3 twelve Correctional Records Clerk I positions and one Correctional Records Clerk II
4 position to the positions approved in the Department of Detention Facilities as part of the
5 Annual Budget and Appropriation Ordinance.

6

7 SECTION 3. *And be it further enacted*, That this Ordinance shall take effect 45 days
8 from the date it becomes law.

**ANNE ARUNDEL COUNTY, MARYLAND
OFFICE OF THE BUDGET**

BILL NUMBER: 28-22

INTRO. DATE: March 7, 2022

FISCAL NOTE

BILL: AN ORDINANCE CONCERNING: PERSONNEL – POSITIONS IN THE CLASSIFIED SERVICE

SUMMARY OF LEGISLATION

The purpose of this legislation is to add the position of Correctional Records Clerk II to the classified service, modify the pay and minimum qualifications applicable to certain positions in the classified service, and modify the positions approved as part of the Annual Budget and Appropriation Ordinance for the Department of Detention Facilities.

FISCAL IMPACT

The modifications to positions approved as part of the ABAO are summarized in **Exhibit 1**.

Exhibit 1				
Modifications to Positions Approved in ABAO				
<u>Position Classification</u>	<u>Change</u>	<u>Grade</u>	<u>Salary Range</u>	
			<u>Minimum</u>	<u>Maximum</u>
<i>Department of Detention Facilities</i>				
Correctional Records Clerk	-13	OS-7	\$37,710	\$59,197
Correctional Records Clerk I	12	OS-7	\$37,710	\$59,197
Correctional Records Clerk II	1	OS-9	\$41,579	\$65,125

The decrease of one OS-7 position and increase of one OS-9 position will increase the base salary for one position by \$3,869 due to the change in pay grade. County expenses for the Federal Insurance Contributions Act (FICA) cost associated with the position will increase by about \$295. The remaining modifications maintain the same pay grades of the existing positions, and therefore will not have a fiscal impact.

Exhibit 2 summarizes modifications to pay grades. The modifications increase the base pay for each classification by \$2,100 to \$2,500. There are currently 28 Fire Communications Operator I

positions, 25 Police Communications Operator I positions, and 54 Police Communications Operator II positions. If all positions were filled, the Budget Office estimates the total annual fiscal impact of the pay grade upgrades would be approximately \$285,000.

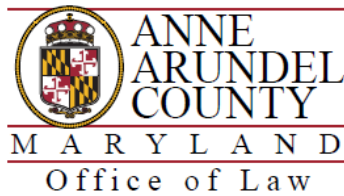
Exhibit 2						
Pay Grades Modified in the Classified Service						
<u>Position Classification</u>	<u>Current Grade</u>	<u>Current Salary Range</u>		<u>Proposed Grade</u>	<u>Proposed Salary Range</u>	
		<u>Minimum</u>	<u>Maximum</u>		<u>Minimum</u>	<u>Maximum</u>
Fire Communications Operator I	LM-10	\$43,992	\$67,309	LM-11	\$46,197	\$70,762
Fire Communications Operator II	LM-11	\$46,197	\$70,762	LM-12	\$48,506	\$74,298
Fire Communications Operator III	NR-14	\$48,740	\$82,827	NR-15	\$51,210	\$87,023
Police Communications Operator I	LM-9	\$41,891	\$64,043	LM-10	\$43,992	\$67,309
Police Communications Operator II	LM-10	\$43,992	\$67,309	LM-11	\$46,197	\$70,762


Chris Trumbauer
Budget Officer

3/4/2022
Date

Prepared by: Hannah Dier
Reviewed by: Steven Theroux

cc: Karin McQuade, Controller



Gregory J. Swain, County Attorney

MEMORANDUM

To: Members, Anne Arundel County Council

From: Lori L. Blair Klasmeier, Deputy County Attorney /s/

Via: Gregory J. Swain, County Attorney /s/

Date: March 7, 2022

Subject: Bill No. 28-22: Personnel – Positions in the Classified Service

Legislative Summary

This summary was prepared by the Anne Arundel County Office of Law for use by members of the Anne Arundel County Council during consideration of Bill No. 28-22.

Background. Subsection 6-1-201(d) of the County Code sets forth the titles, pay grades, minimum qualifications, and work week for each position in the classified service. As defined in § 6-1-201(b), a “B” work week means 40 hours; a “C” work week means hours as required; and a “D” work week means hours as scheduled.

Section 6-1-110(a) of the County Code provides that “the number and classification of positions, including the number of positions in each classification, in an office or department of County government that are approved as part of the annual budget and appropriation ordinance, shall not be changed during a fiscal year except as approved by ordinance of the County Council.” There are exceptions, which are not applicable here.

Purpose. The purpose of this Bill is to add the job classification of Correctional Records Clerk II to the classified service; modify the titles, pay, and minimum qualifications applicable to certain job classifications in the classified service; and increase and decrease certain positions in the Department of Detention Facilities in the classified service approved as part of the annual budget and appropriation ordinance.

Summary. Section 1 modifies § 6-2-101(d)(4) and (8) to: (1) modify the minimum qualifications for the job classification of Mechanical Technician II; (2) change the job classification of Correctional Records Clerk to Correctional Records Clerk I; (3) add the job

Note: This Legislative Summary provides a synopsis of the bill as introduced. It does not address subsequent amendments to the bill.

classification of Correctional Records Clerk II; (4) modify the pay grades and minimum qualifications for the job classifications of Fire Communications Operator I, Fire Communications Operator II, and Fire Communications Operator III; and (5) and modify the pay grades for the job classifications of Police Communications Operator I and Police Communications Operator II.

Section 2: (1) Decreases by 13 the Correctional Records Clerk positions approved for the Department of Detention Facilities in the annual budget and appropriation ordinance; and (2) adds 12 Correctional Records Clerk I positions and one Correctional Records Clerk II position to the positions approved for the Department of Detention Facilities in the annual budget and appropriation ordinance.

Section 3 of the bill provides that it will take effect 45 days from the date it becomes law.

If there are any questions, please let me know.

cc: Honorable Steuart Pittman, County Executive
Kai Boggess-deBruin, Chief of Staff
Matthew Power, Chief Administrative Officer
Peter Baron, Legislative Liaison
Luke Graves, Legislative Assistant
Anne Budowski, Personnel Officer
Chris Trumbauer, Budget Officer

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2022, Legislative Day No. 6

Bill No. 29-22

Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

By the County Council, March 7, 2022

Introduced and first read on March 7, 2022
Public Hearing set for April 4, 2022
Bill Expires June 10, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Current Expense Budget – Supplementary Appropriations
2
3 FOR the purpose of making supplementary appropriations from unanticipated revenues to
4 certain offices, departments, institutions, boards, commissions or other agencies in the
5 general fund for the current fiscal year; and generally relating to making supplementary
6 appropriations of funds to the Current Expense Budget for the fiscal year ending June
7 30, 2022.

8
9 BY amending: Current Expense Budget

10
11 WHEREAS, under Section 712 of the Charter, upon the recommendation of the
12 County Executive, the County Council may make supplementary appropriations
13 from revenues received from anticipated sources but in excess of budget estimates
14 and from revenues received from sources not anticipated in the budget for the
15 current fiscal year, provided that the Controller shall first certify in writing that such
16 funds are available for appropriation; and

17
18 WHEREAS, the County Executive has recommended a supplementary
19 appropriation of certain funds to Office of Finance, Non-Departmental, in the
20 Current Expense Budget, and the Controller has certified in writing that such funds
21 are available for appropriation; now, therefore,

22
23 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
24 That the Current Expense Budget for the fiscal year ending June 30, 2022, be and it is
25 hereby amended by making a supplementary appropriation from revenues received from
26 anticipated sources but in excess of budget estimates as follows:

1	Unappropriated fund balance of the Odenton Town	
2	Center Taxing Increment Fund	\$ 750,000
3		

4 and by adding such funds to the below-listed fund as follows:

5		
6	Odenton Town Center Taxing Increment Fund	
7	Office of Finance (Non-Departmental)	
8	Tax Increment Districts	
9	Grants, Contributions & Other	\$ 750,000
10		

11 SECTION 2. *And be it further enacted*, That this Ordinance shall take effect from the
12 date it becomes law.

**ANNE ARUNDEL COUNTY, MARYLAND
OFFICE OF THE BUDGET**

BILL NUMBER: 29-22

INTRO DATE: March 7, 2022

FISCAL NOTE

**BILL: AN ORDINANCE CONCERNING: CURRENT EXPENSE BUDGET –
SUPPLEMENTARY APPROPRIATIONS**

SUMMARY OF LEGISLATION

The purpose of this legislation is to make a supplementary appropriation of \$750,000 for the Odenton Town Center Tax Increment Fund in the Office of Finance (non-departmental). The appropriation is made from unappropriated fund balance from the Odenton Town Center Taxing Increment Fund.

FISCAL IMPACT

This appropriation aligns the operating budget with the fiscal year 2022 Capital Budget and Program for capital project C565500 Odenton MARC TOD Dev Ph in the General County Capital Project fund. This action reduces the available fund balance in the Odenton Town Center Tax Increment Fund from \$21,333,713 to \$20,583,713.



Chris Trumbauer
Budget Officer

3/3/2022

Date

Prepared by: Naomi McAllister
Reviewed by: Hannah Dier

cc: Karin McQuade, Controller

BILL NUMBER: 29-22

INTRO. DATE: March 7, 2022

**BILL: AN ORDINANCE CONCERNING: CURRENT EXPENSE BUDGET
 SUPPLEMENTARY APPROPRIATION**

CERTIFICATION OF FUNDS

In accordance with the Anne Arundel County Charter, Section 712, I certify that such funds are available for appropriation.

	
Karin McQuade	Date
Controller	

**AMENDMENT TO BILL NO. 8-22, AS AMENDED
(Zoning – 2022 Green Infrastructure Master Plan)**

March 7, 2022

Introduced by Ms. Pickard

Amendment No. 4

On page 1 of the amended bill, in line 6, after the semi-colon insert “adding an applicability provision to Article 18 of the Code;”; and after line 8, insert:

“BY renumbering: § 18-2-103(d) to be § 18-2-103(e)
Anne Arundel County Code (2005, as amended)

BY adding: § 18-2-103(d)
Anne Arundel County Code (2005, as amended)”.

On page 2, strike in their entirety lines 27 through 28, inclusive, and substitute:

“SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland, That*
§ 18-2-103(d) of the Anne Arundel County Code (2005, as amended) is hereby renumbered to be
§ 18-2-103(e).”

SECTION 2. *And be it further enacted, That the 2002 Greenways Master Plan, as amended, is*
hereby repealed.”;

and in line 30, strike “2.” and substitute “3.”.

On page 3, in lines 1, 5, and 11, strike “3.”, “4.”, and “5.”, respectively, and substitute “4.”, “5.”, and “6.”, respectively; after line 14, insert:

“TITLE 2. GENERAL PROVISIONS

18-2-103. Planning for future development.

(D) **Green Infrastructure Master Plan.** THE 2022 GREEN INFRASTRUCTURE MASTER PLAN IS
NOT REGULATORY, DOES NOT HAVE THE FORCE OF LAW, AND DOES NOT IMPOSE RESTRICTIONS
ON DEVELOPMENT OR LAND USE IN THE COUNTY.”;

and in line 31, strike “6.” and substitute “7.”.

(This amendment provides that the 2022 Green Infrastructure Master Plan is not a regulatory document.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Rodvien
(by request of the County Executive)

Amendment No. 1

On page 1 of the proposed bill, in line 10, strike “Committees” and substitute “Committee”; on page 6, in line 34, strike “**Committees**” and substitute “**Committee**”; and in lines 36, 40, and 52, in each instance, strike “COMMITTEES” and substitute “COMMITTEE”.

On page 2, in line 47, strike “§ 3-201” and substitute “§ 3-101”; and on page 4, in line 11, strike “§ 14-401” and substitute “§ 14-101”.

On page 4, in line 18, after “PARAGRAPH” insert “(6)”.

(This technical amendment corrects typographical errors to State law references and other terms.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Rodvien
(by request of the County Executive)

Amendment No. 2

On page 5 of the proposed bill, in line 51, after “CODE” insert “AND SHALL PROVIDE AN OPPORTUNITY FOR PUBLIC COMMENT”.

(This amendment requires meetings of the Police Accountability Board to provide an opportunity for public comment.)

**AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)**

March 7, 2022

Introduced by Ms. Rodvien
(by request of the County Executive)

Amendment No. 3

On page 1 of the proposed bill, in line 9, after the second comma insert “powers, duties.”; and in line 15, strike “3-7A-111” and substitute “3-7A-112”.

On page 7, after line 51, insert:

“3-7A-112. Administrative Charging Committee and Trial Boards.

THE ADMINISTRATIVE CHARGING COMMITTEE AND TRIAL BOARDS SHALL HAVE THE COMPOSITION, POWERS, AND DUTIES SET FORTH IN TITLE 3, SUBTITLE 1 OF THE PUBLIC SAFETY ARTICLE OF THE STATE CODE.”.

(This amendment requires the Administrative Charging Committee and any Trial Boards to be structured as provided in State law.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Pickard and Ms. Fiedler

Amendment No. 4

On page 5 of the proposed bill, in line 23, after “INCLUDING” insert “A CHANGE OF ADDRESS TO A LOCATION OUTSIDE OF ANNE ARUNDEL COUNTY.”.

(This amendment allows a change of address to a location outside of the County as a cause for removal of a member of the Police Accountability Board.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Pickard and Ms. Fiedler

Amendment No. 5

On page 2, after line 48, insert:

“(4) “RIDE-ALONG” MEANS AN ARRANGEMENT TO SPEND A SHIFT IN THE PASSENGER SEAT OF AN EMERGENCY VEHICLE AND OBSERVE THE WORK DAY OF A POLICE OFFICER, FIREFIGHTER, PARAMEDIC, OR OTHER EMERGENCY PERSONNEL.”.

On page 6 of the proposed bill, in lines 1, 3, and 5, strike “(A)”, “(B)”, and “(C)”, respectively, and substitute “(1)”, “(2)”, and “(3)”, respectively; in line 5, strike “AND”; after line 5, insert:

“(4) A RIDE-ALONG ANNUALLY, THAT INCLUDES, WHENEVER POSSIBLE, RIDING ALONG WITH DIFFERENT COUNTY POLICE DISTRICTS OR DIVISIONS OR OTHER COUNTY OR STATE AGENCIES IN EACH SUBSEQUENT YEAR TO FACILITATE BROAD TRAINING EXPOSURE; AND”;

and in line 7, strike “(D)” and substitute “(5)”.

(This amendment defines “ride-along”; corrects a technical error in indexing of subsections; and requires an annual civilian ride-along in an emergency vehicle as a part of the training requirements for voting members of the Police Accountability Board.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Mr. Volke and Ms. Fiedler

Amendment No. 6

On page 3 of the proposed bill, in line 10, after “NINE” insert “VOTING”; and in the same line, after “MEMBERS” insert “, ALL OF WHOM SHALL BE RESIDENTS OF THE COUNTY,”.

(This amendment requires that all voting members of the Police Accountability Board be residents of the County.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Mr. Volke and Ms. Fiedler

Amendment No. 7

On page 3 of the proposed bill, in line 10, after “APPOINTED” insert “BY THE COUNTY EXECUTIVE AND CONFIRMED BY RESOLUTION OF THE COUNTY COUNCIL.”; in line 11, strike “AS FOLLOWS” and substitute “OF THE VOTING MEMBERS”; strike beginning with “AND” in line 14 down through “COUNCIL” in line 15; and strike beginning with “APPOINTED” in line 18 down through “OF” in line 19 and substitute “RECOMMENDED BY”.

(This amendment requires that all voting members of the Police Accountability Board be appointed by the County Executive and confirmed by the County Council.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Mr. Volke, Ms. Lacey, Ms. Rodvien, and Ms. Fiedler

Amendment No. 8

On page 5 of the proposed bill, in line 23, after “INCLUDING” insert “BUT NOT LIMITED TO”; and in line 25, strike “IMMORAL MISCONDUCT,”.

(This amendment does not limit the reasons a person can be removed from the board and removes “immoral misconduct” as an example of cause for removal of a member of the Police Accountability Board.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Mr. Volke and Ms. Fiedler

Amendment No. 9

On page 1 of the proposed bill, in line 10, strike “Trial” and substitute “Hearing”.

On page 2, after line 29, insert:

“(1) “HEARING BOARD” MEANS “TRIAL BOARD” AS USED IN TITLE 3, SUBTITLE 1 THE PUBLIC SAFETY ARTICLE OF THE STATE CODE.”;

and in lines 31, 37, and 47, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “(2)”, “(3)”, and “(4)”, respectively.

On page 6, in line 34, strike “**Trial**” and substitute “**Hearing**”; and in lines 36, 40, and 52, in each instance, strike “TRIAL” and substitute “HEARING”.

(This amendment adds a definition of “hearing board”; and amends portions of Bill No. 16-22 to refer to hearing boards instead of trial boards.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 10

On page 3 of the proposed bill, in lines 14 and 18, in each instance, strike “THREE” and substitute “TWO”.

(This amendment changes the years of residency in the County for voting members of the Board from three years to two years.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 11

On page 3 of the proposed bill, in line 17, strike “BEEN A RESIDENT OF” and substitute “RESIDED IN”.

(This amendment changes terminology to require a voting member of the Board to have “resided in” the City of Annapolis for a certain period of time.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 12

On page 3 of the proposed bill, in line 15, strike the second occurrence of “AND”; in line 19, strike the period and substitute “; AND”; and after line 19, insert:

“(III) EACH MEMBER OF THE COUNTY COUNCIL SHALL HAVE A REASONABLE OPPORTUNITY TO RECOMMEND TO THE COUNTY EXECUTIVE A RESIDENT OF THAT COUNCIL MEMBER’S DISTRICT FOR POTENTIAL APPOINTMENT TO THE BOARD.”.

(This amendment allows council members to recommend appointments from each of their districts to the County Executive for potential appointment.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 13

On page 3 of the proposed bill, in line 25, after the second comma insert “GENDER-IDENTITY”.

(This amendment requires the composition of the Police Accountability Board to reflect gender-identity amongst the voting membership.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 14

On page 3 of the proposed bill, in line 25, after the second comma insert “SEXUAL ORIENTATION”.

(This amendment requires the composition of the Police Accountability Board to reflect sexual orientation amongst the voting membership.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 15

On page 3 of the proposed bill, in line 29, strike “COMMUNITIES THAT” and substitute “THE POPULATIONS, IDENTITIES, GEOGRAPHIC AREAS, AND COMMUNITIES THAT HISTORICALLY EXPERIENCED OR CURRENTLY”.

(This amendment requires that the Board have representation from communities that have historically experienced or currently experience higher frequencies of interaction with law enforcement.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 16

On page 3 of the proposed bill, strike in their entirety lines 32 through 58, inclusive.

On page 4, strike in their entirety lines 1 through 5, inclusive; in line 7, strike “(6)” and substitute “(5)”; and in line 21, strike “(7)” and substitute “(6)”.

(This amendment removes the list of specific professional or lived experiences that should be considered when voting members of the Police Accountability Board are selected.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 17

On page 4 of the proposed bill, in line 5, strike beginning with “OTHER” through “BOARD” and substitute “OTHER RELEVANT PROFESSIONAL OR LIVED EXPERIENCE, INCLUDING BUT NOT LIMITED TO, MENTAL HEALTH DISORDERS, SUBSTANCE ABUSE DISORDERS, TRAUMA, IMMIGRATION, OR THE WORKING POOR”.

(This amendment expands the type of life experiences that should be considered when voting members of the Police Accountability Board are selected.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 18

On page 4 of the proposed bill, strike in their entirety lines 7 through 19, inclusive; and in line 21, strike “(7)” and substitute “(6)”.

(This amendment removes the requirement that a voting member of the Police Accountability Board be subject to a preliminary criminal background investigation; removes a prohibition on the appointment of anyone convicted of certain crimes; and removes superfluous language.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 19

On page 4 of the proposed bill, in line 7, strike “(I)”;

and strike in their entirety lines 10 through 19, inclusive.

(This amendment removes a prohibition on the appointment of anyone convicted of certain crimes; and removes superfluous language.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 20

On page 4 of the proposed bill, in line 11, after “IF” insert “, WITHIN THE PAST THIRTY YEARS,”; in line 12, strike the semicolon and substitute “, OR”; and in line 14, after “OR” insert “IF, WITHIN THE PAST TEN YEARS, THE PERSON HAS BEEN CONVICTED OF A NON-FELONY CRIME”.

(This amendment limits the time period a person convicted of a crime of violence or felony has to wait before being eligible to serve as a member of the Board to thirty years; and limits the time period a person convicted of a non-felony crime has to wait before being eligible to serve as a member of the Board to ten years.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 21

On page 4 of the proposed bill, strike beginning with “BE” in line 22 down through “TO” in line 24 and substitute “RECUSE THEMSELVES IN THE CASE OF”.

(This amendment removes a reference to the conflicts of interest provisions in Code that are applicable to all County employees and instead requires Board members to recuse themselves when a conflict of interest exists.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 22

On page 4 of the proposed bill, after line 24, insert:

“(8) A RETIRED LAW ENFORCEMENT OFFICER MAY NOT SERVE AS A MEMBER OF THE BOARD.”.

(This amendment prohibits retired law enforcement officers from serving as members of the Board.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 23

On page 4 of the proposed bill, after line 24, insert:

“(8) NO MORE THAN TWO MEMBERS OF THE BOARD MAY BE RETIRED LAW ENFORCEMENT OFFICERS.”.

(This amendment limits the number of retired law enforcement allowed as members of the Board.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 24

On page 4 of the proposed bill, strike in their entirety lines 26 through 38, inclusive; in line 40, strike “(C)” and substitute “(B)”; and in line 49, strike “(D)” and substitute “(C)”.

On page 6, in line 29, strike “NON-VOTING” and substitute “VOTING”.

(This amendment removes all ex officio members from the Police Accountability Board; and removes reference to non-voting members being reimbursed for expenses incurred.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 25

On page 1 of the proposed bill, in line 5, after “chair”, insert “and a vice chair”.

On page 4 of the proposed bill, in line 52, after “**Chair**” insert “**and Vice Chair**”; strike in their entirety lines 54 through 56, inclusive, and substitute:

“EVERY THREE YEARS, THE BOARD SHALL ELECT A CHAIR AND VICE CHAIR FROM THE MEMBERSHIP OF THE BOARD.”.

(This amendment requires the Police Accountability Board elect its own Chair and Vice Chair every three years.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 26

On page 1 of the proposed bill, in line 5, after “chair”, insert “and a vice chair”.

On page 4 of the proposed bill, in line 52, after “**Chair**” insert “**and Vice Chair**”; strike in their entirety lines 54 through 56, inclusive, and substitute:

“EVERY THREE YEARS, THE BOARD SHALL ELECT A CHAIR AND VICE CHAIR FROM THE MEMBERSHIP OF THE BOARD SUBJECT TO THE APPROVAL OF THE COUNTY COUNCIL BY RESOLUTION.”.

(This amendment requires the Police Accountability Board elect its own Chair and Vice Chair every three years which will be approved by the County Council via a Resolution.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 27

On page 5 of the proposed bill, in line 18, before “A” insert “THERE IS NO LIMIT ON THE NUMBER OF TERMS A VOTING MEMBER MAY SERVE, PROVIDED THAT”.

(This amendment clarifies that a voting member can serve many terms but may not serve more than two consecutive terms.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 28

On page 5 of the proposed bill, in line 23, after “FOR” insert “JUST”.

(This amendment clarifies that the County Executive may remove a member for “just cause”.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 29

On page 5 of the proposed bill, in line 24, after “OF” insert “CONFIDENTIAL”.

(This amendment clarifies that the County Executive may remove a member for improper use or disclosure of “confidential information”.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 30

On page 5 of the proposed bill, in line 23, after “(1)” insert “(I)”; and after line 26, insert:

“(II) WITHIN 10 DAYS, THE COUNTY EXECUTIVE SHALL SEND WRITTEN NOTICE OF THE REMOVAL THAT INCLUDES THE REASONS FOR THE REMOVAL AND THE EFFECTIVE DATE TO THE CHAIR AND VICE CHAIR OF THE BOARD AND TO THE COUNTY COUNCIL.”.

(This amendment requires that the County Executive, within 10 days of removal, send written notice of the reason for removal and effective date to the Chair and Vice Chair of the Board and to the County Council.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 31

On page 5 of the proposed bill, in line 39, after “(3)” insert “ON RECOMMENDATION OF THE CHAIR OF THE BOARD.”.

(This amendment adds a provision that the County Executive may excuse absences for good cause upon recommendation of the Chair of the Board.)

**AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)**

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 32

On page 5 of the proposed bill, after line 40, insert:

“(4) WITHIN TWO BUSINESS MEETINGS AFTER RECEIPT OF A NOTICE OF REMOVAL, THE COUNTY COUNCIL MAY REINSTATE THE REMOVED MEMBER OF THE BOARD BY A RESOLUTION ADOPTED BY THE AFFIRMATIVE VOTE OF FIVE MEMBERS.”.

(This amendment allows a removed board member to be reinstated by a resolution of the County Council adopted the affirmative vote of five members.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 33

On page 5 of the proposed bill, in line 48, strike “THE CALL OF THE CHAIR OR AT THE REQUEST OF FIVE MEMBERS” and substitute “LEAST MONTHLY, OR”.

(This amendment requires the Board to meet monthly or more often as needed.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 34

On page 6 of the proposed bill, strike beginning with “AN” in line 16 down through the period in line 18, inclusive, and substitute “, IN THE EXEMPT SERVICE, AN EXECUTIVE DIRECTOR TO THE BOARD WHO SHALL BE AN ATTORNEY IN GOOD STANDING OF THE STATE OF MARYLAND AND POSSESS AT LEAST THREE YEARS OF RELEVANT EXPERIENCE. THE EXECUTIVE DIRECTOR SHALL SUPERVISE STAFF ASSIGNED TO THE BOARD AND MANAGE CONTRACTUAL SERVICES AS NEEDED FOR THE INVESTIGATION OF COMPLAINTS, AND PROVIDE LEGAL COUNSEL TO THE BOARD.”;

after line 18, insert:

“(C) **Administrative Secretary.** THERE SHALL BE, IN THE EXEMPT SERVICE, AN ADMINISTRATIVE SECRETARY TO THE EXECUTIVE DIRECTOR TO PROVIDE SUPPORT AND ASSISTANCE TO THE BOARD.”;

in line 20, strike “(C)” and substitute (D)”; and after line 42, insert:

“(3) THE EXECUTIVE DIRECTOR OF THE BOARD SHALL ASSIST THE ADMINISTRATIVE CHARGING COMMITTEE AND TRIAL BOARDS WITH STAFFING AND CONTRACTUAL SERVICES. THE EXECUTIVE DIRECTOR MAY PROVIDE LEGAL COUNSEL TO THE ADMINISTRATIVE CHARGING COMMITTEE.”.

(This amendment requires the Executive Director to be an attorney, to manage the staff assigned to the board, and to provide legal counsel to the board; requires the Executive Director to assist with staffing for the Administrative Charging Committee and Trial Boards; and allows the Executive Director to provide legal counsel to the Administrative Charging Committee.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 35

On page 6 of the proposed bill, in line 29, before “NON-VOTING” insert “VOTING AND”.

(This amendment allows voting members to be reimbursed for expenses incurred related to their duties.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 36

On page 6 of the proposed bill, in line 32, after the period insert “SUCH EXPENSES MAY INCLUDE THE COST OF CHILD CARE AND TRANSPORTATION NECESSARY TO ATTEND A SCHEDULED MEETING OF THE BOARD.”.

(This amendment allows child care and transportation costs to be eligible for reimbursement, if necessary, to attend a scheduled meeting of the board.)

**AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)**

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 37

On page 6 of the proposed bill, after line 42, insert:

“(3) THE COUNTY EXECUTIVE SHALL ADVERTISE TO SOLICIT APPLICATIONS FOR THE APPOINTEES TO THE ADMINISTRATIVE CHARGING COMMITTEE AT LEAST 30 DAYS PRIOR TO ANY APPOINTMENT.”.

(This amendment requires the County Executive to advertise its appointment positions to the Administrative Charging Committee for at least 30 days prior to appointment.)

**AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)**

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 38

On page 7 of the proposed bill, after line 23, insert:

“(6) THE PROCESS OF REVIEW BY THE INVESTIGATING UNIT THROUGH DISPOSITION BY THE ADMINISTRATIVE CHARGING COMMITTEE SHALL BE COMPLETED WITHIN 1 YEAR AND 1 DAY AFTER THE FILING OR A COMPLAINT BY A CITIZEN. A LAW ENFORCEMENT AGENCY MUST COMPLETE ITS INVESTIGATION AND REVIEW AS PROMPTLY AS POSSIBLE BUT NOT LATER THAN 8 MONTHS AFTER THE FILING OF THE COMPLAINT.”

(This amendment requires that the review of the investigation will be completed within one year and one day after the filing or complaint by a citizen; and that a law enforcement agency must complete its investigation and review within eight months after filing of the complaint.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 39

On page 7 of the proposed bill, in line 14, strike “AND”; in line 17, strike the period and substitute “; AND”; and after line 17, insert:

“(IV) A STATEMENT THAT THE COMPLAINANT AFFIRMS UNDER PENALTY OF PERJURY THAT THE CONTENTS OF THE COMPLAINT ARE TRUE TO THE BEST OF THEIR KNOWLEDGE, INFORMATION, AND BELIEF.”.

(This amendment requires a statement of affirmation from the complainant that the contents of the complaint are true to the best of their knowledge, information, and belief.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 40

On page 7 of the proposed bill, after line 23, insert:

“(6) IN ORDER TO ENSURE THE TIMELY DISPOSITION OF DISCIPLINARY MATTERS BY THE ADMINISTRATIVE CHARGING COMMITTEE, A LAW ENFORCEMENT AGENCY SHALL RESPOND TO A REQUEST FOR INFORMATION, ADDITIONAL INVESTIGATION SUBPOENAS FOR DOCUMENTS OR WITNESSES, AND REVIEW OF BODY CAMERA FOOTAGE WITHIN 10 DAYS OF THE REQUEST.”.

(This amendment requires that a law enforcement agency respond to requests for additional information, investigation subpoenas for documents or witnesses, and review of body camera footage within ten days of the request.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 41

On page 7 of the proposed bill, after line 23, insert:

“(6) IN ORDER TO ENSURE THE TIMELY DISPOSITION OF DISCIPLINARY MATTERS BY THE ADMINISTRATIVE CHARGING COMMITTEE, A LAW ENFORCEMENT AGENCY SHALL RESPOND TO A REQUEST FOR INFORMATION, ADDITIONAL INVESTIGATION SUBPOENAS FOR DOCUMENTS OR WITNESSES, AND REVIEW OF BODY CAMERA FOOTAGE WITHIN 10 DAYS OF THE REQUEST.”.

(This amendment requires that a law enforcement agency respond to requests for additional information, investigation subpoenas for documents or witnesses, and review of body camera footage within ten days of the request.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 42

On page 7 of the proposed bill, in line 25, before “**Reporting**” insert “**Oversight and**”; and after line 38, insert:

“(3) IN ORDER TO CARRY OUT ITS OVERSIGHT DUTIES, THE BOARD MAY:

(I) OBTAIN INTERNAL REPORTS AND NON-PUBLICLY AVAILABLE DATA FROM THE LAW ENFORCEMENT AGENCIES SUBJECT TO ITS OVERSIGHT;

(II) ACCESS AND REVIEW ALL EVIDENCE REVIEWED AND CONSIDERED BY THE LAW ENFORCEMENT AGENCY IN CONNECTION WITH THE INVESTIGATION OF A COMPLAINT AND THE ADMINISTRATIVE CHARGING COMMITTEE IN CONNECTION WITH A DISCIPLINARY MATTER; AND

(III) ISSUE SUBPOENAS, INTERVIEW WITNESSES, AND EMPLOY OTHER INVESTIGATIVE METHODS NECESSARY TO COMPLETE ITS OBLIGATION TO REVIEW THE OUTCOMES OF DISCIPLINARY MATTERS CONSIDERED BY THE ADMINISTRATIVE CHARGING COMMITTEE.”.

(This amendment allows the Police Accountability Board to review internal reports and non-publicly available data from law enforcement agencies, review evidence considered by the law enforcement agencies and the Administrative Charging Committee, and issue subpoenas, interview witnesses, or use other investigative methods as a part of their oversight duties.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 43

On page 1 of the proposed bill, in line 9, after “staffing,” insert “recordkeeping.”

On page 7, in lines 43 and 46, in each instance, after “BOARD” insert “, THE ADMINISTRATIVE CHARGING COMMITTEE, AND TRIAL BOARDS.”.

(This amendment requires the Executive Director of the Police Accountability Board to maintain records and a retention schedule for the Board as well as the administrative charging committee and trial boards.)

**AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)**

March 7, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 44

On page 1 of the proposed bill, in line 10, after the semicolon, insert “establishing the powers of the Administrative Charging Committee;”.

On page 7, after line 51, insert:

“3-7A-112. Powers of the Administrative Charging Committee.

THE ADMINISTRATIVE CHARGING COMMITTEE SHALL:

(1) REVIEW THE FINDINGS OF A LAW ENFORCEMENT AGENCY’S INVESTIGATION CONDUCTED AND FORWARDED IN ACCORDANCE WITH § 3-104 THE PUBLIC SAFETY ARTICLE OF STATE CODE;

(2) MAKE A DETERMINATION THAT THE POLICE OFFICER WHO IS SUBJECT TO INVESTIGATION SHALL BE:

(I) ADMINISTRATIVELY CHARGED; OR

(II) NOT ADMINISTRATIVELY CHARGED;

(3) IF THE POLICE OFFICER IS CHARGED, RECOMMEND DISCIPLINE IN ACCORDANCE WITH THE LAW ENFORCEMENT AGENCY’S DISCIPLINARY MATRIX ESTABLISHED IN ACCORDANCE WITH § 3-105 OF THE PUBLIC SAFETY ARTICLE OF STATE CODE;

(4) REVIEW ANY BODY CAMERA FOOTAGE THAT MAY BE RELEVANT TO THE MATTERS COVERED IN THE COMPLAINT OF MISCONDUCT;

(5) AUTHORIZE A POLICE OFFICER CALLED TO APPEAR BEFORE AN ADMINISTRATIVE CHARGING COMMITTEE TO BE ACCOMPANIED BY A REPRESENTATIVE;

(6) ISSUE A WRITTEN OPINION THAT DESCRIBES IN DETAIL ITS FINDINGS, DETERMINATIONS, AND RECOMMENDATIONS; AND

(7) FORWARD THE WRITTEN OPINION TO THE CHIEF OF THE LAW ENFORCEMENT AGENCY, THE POLICE OFFICER, AND THE COMPLAINANT.”.

(This amendment adds the powers of the administrative charging committee.)

**AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)**

March 7, 2022

Introduced by Ms. Pickard and Ms. Fiedler

Amendment No. 45

On page 6 of the proposed bill, strike in their entirety lines 16 through 22, inclusive, and substitute:

“(B) Staff.

(1) Executive Director. THERE SHALL BE AN EXECUTIVE DIRECTOR TO THE BOARD WHO IS APPOINTED BY THE COUNTY EXECUTIVE AND CONFIRMED BY RESOLUTION OF THE COUNTY COUNCIL.

(2) Administrative Secretary. THERE SHALL BE, IN THE EXEMPT SERVICE, AN ADMINISTRATIVE SECRETARY TO THE EXECUTIVE DIRECTOR TO PROVIDE SUPPORT AND ASSISTANCE TO THE BOARD.

(3) Other staff and contractual services. THE BOARD MAY BE ASSIGNED ADDITIONAL STAFF AND PROVIDED WITH CONTRACTUAL SERVICES AS NEEDED AND AS PROVIDED FOR IN THE ANNUAL BUDGET.”.

(This amendment requires an Executive Director of the Police Accountability Board to be appointed by the County Executive and confirmed by resolution of the County Council; and makes certain technical changes to the subsection.)

AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)

March 7, 2022

Introduced by Ms. Pickard and Ms. Fiedler

Amendment No. 46

On page 6 of the proposed bill, strike in their entirety lines 16 through 22, inclusive, and substitute:

“(B) Staff.

(1) Executive Director. THERE SHALL BE AN EXECUTIVE DIRECTOR TO THE BOARD WHO IS APPOINTED BY THE COUNTY EXECUTIVE AND CONFIRMED BY RESOLUTION OF THE COUNTY COUNCIL. THE EXECUTIVE DIRECTOR SHALL BE AN ATTORNEY IN GOOD STANDING OF THE STATE OF MARYLAND AND SHALL POSSESS AT LEAST THREE YEARS OF RELEVANT EXPERIENCE.

(2) Administrative Secretary. THERE SHALL BE, IN THE EXEMPT SERVICE, AN ADMINISTRATIVE SECRETARY TO THE EXECUTIVE DIRECTOR TO PROVIDE SUPPORT AND ASSISTANCE TO THE BOARD.

(3) Other staff and contractual services. THE BOARD MAY BE ASSIGNED ADDITIONAL STAFF AND PROVIDED WITH CONTRACTUAL SERVICES AS NEEDED AND AS PROVIDED FOR IN THE ANNUAL BUDGET.”.

(This amendment requires an Executive Director of the Police Accountability Board to be appointed by the County Executive and confirmed by resolution of the County Council; requires the Executive Director to be an attorney; and makes certain technical changes to the subsection.)

**AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)**

March 7, 2022

Introduced by Ms. Pickard and Ms. Fiedler

Amendment No. 47

On page 6 of the proposed bill, strike in their entirety lines 16 through 22, inclusive, and substitute:

“(B) Staff.

(1) Executive Director. THERE SHALL BE AN EXECUTIVE DIRECTOR TO THE BOARD WHO IS APPOINTED BY THE COUNTY EXECUTIVE AND CONFIRMED BY RESOLUTION OF THE COUNTY COUNCIL. THE EXECUTIVE DIRECTOR SHALL BE AN ATTORNEY IN GOOD STANDING OF THE STATE OF MARYLAND AND SHALL POSSESS AT LEAST THREE YEARS OF RELEVANT EXPERIENCE. THE EXECUTIVE DIRECTOR SHALL SUPERVISE STAFF ASSIGNED TO THE BOARD AND MANAGE CONTRACTUAL SERVICES AS NEEDED.

(2) Administrative Secretary. THERE SHALL BE, IN THE EXEMPT SERVICE, AN ADMINISTRATIVE SECRETARY TO THE EXECUTIVE DIRECTOR TO PROVIDE SUPPORT AND ASSISTANCE TO THE BOARD.

(3) Other staff and contractual services. THE BOARD MAY BE ASSIGNED ADDITIONAL STAFF AND PROVIDED WITH CONTRACTUAL SERVICES AS NEEDED AND AS PROVIDED FOR IN THE ANNUAL BUDGET.”.

(This amendment requires an Executive Director of the Police Accountability Board to be appointed by the County Executive and confirmed by resolution of the County Council; requires the Executive Director to be an attorney and manage Board staff; and makes certain technical changes to the subsection.)

**AMENDMENT TO BILL NO. 16-22
(Police Accountability Board)**

March 7, 2022

Introduced by Ms. Pickard and Ms. Fiedler

Amendment No. 48

On page 6 of the proposed bill, strike in their entirety lines 16 through 22, inclusive, and substitute:

“(B) Staff.

(1) Executive Director. THERE SHALL BE AN EXECUTIVE DIRECTOR TO THE BOARD WHO IS APPOINTED BY THE COUNTY EXECUTIVE AND CONFIRMED BY RESOLUTION OF THE COUNTY COUNCIL. THE EXECUTIVE DIRECTOR SHALL BE AN ATTORNEY IN GOOD STANDING OF THE STATE OF MARYLAND AND SHALL POSSESS AT LEAST THREE YEARS OF RELEVANT EXPERIENCE. THE EXECUTIVE DIRECTOR SHALL SUPERVISE STAFF ASSIGNED TO THE BOARD AND MANAGE CONTRACTUAL SERVICES AS NEEDED. THE EXECUTIVE DIRECTOR MAY BE REMOVED BY THE COUNTY EXECUTIVE, UNLESS THE COUNTY COUNCIL, BY RESOLUTION ON THE AFFIRMATIVE VOTE OF NOT LESS THAN FIVE MEMBERS, VOTES TO PREVENT THE REMOVAL OF AN EXECUTIVE DIRECTOR APPOINTED BY THE COUNTY EXECUTIVE.

(2) Administrative Secretary. THERE SHALL BE, IN THE EXEMPT SERVICE, AN ADMINISTRATIVE SECRETARY TO THE EXECUTIVE DIRECTOR TO PROVIDE SUPPORT AND ASSISTANCE TO THE BOARD.

(3) Other staff and contractual services. THE BOARD MAY BE ASSIGNED ADDITIONAL STAFF AND PROVIDED WITH CONTRACTUAL SERVICES AS NEEDED AND AS PROVIDED FOR IN THE ANNUAL BUDGET.”.

(This amendment requires an Executive Director of the Police Accountability Board to be appointed by the County Executive and confirmed by resolution of the County Council; requires the Executive Director to be an attorney and manage Board staff; allows a County Executive to remove an Executive Director unless prevented by five affirmative votes of the County Council; and makes certain technical changes to the subsection.)



Police Accountability Board Implementation

Council Meeting
March 7, 2022

What did the State Require?

In the 2021 General Assembly session, the legislature passed a package of police reform bills including:

Bill	Definition
SB 71	• Mandates body worn cameras; Requires Early Intervention Systems; Requires Employee Assistance Programs; Establishes Maryland Use of Force Statute
SB 178	• Implements new rules for No-Knock warrants and makes changes to Maryland Public Information Act
SB 600	• Restricts surplus military equipment purchases; Institutes independent investigation process for all alleged or potential police-involved deaths of civilians. Prosecution, if any, remains under the respective State's Attorney
HB 670	• Implements system and policy changes necessary for new data collection related to use of force and SWAT deployments, traffic stop procedures, and many other requirements including Police Accountability and Discipline rules • Mandates that counties establish Police Accountability Boards • The Police Accountability Board will appoint two civilian members to the Administrative Charging Committee and one civilian member to Trial Boards to review and adjudicate complaints of police misconduct submitted by members of the public • Has strict rules and provides limited flexibility for counties

Police Accountability Board

(PAB)

HB 670 requires each county to create one Police Accountability Board (PAB) to:

- Provide policy advice through meetings with heads of law enforcement agencies, review of disciplinary matters stemming from public complaints, and annual reporting.
- Work with law enforcement agencies and the county government to improve matters of policing and police accountability in the County.
- Appoint civilian members to the Administrative Charging Committee and trial boards.
- Receive complaints of police misconduct filed by members of the public.

In Anne Arundel County, the PAB will be responsible for working with the Anne Arundel County Police Department, City of Annapolis, Office of the Sheriff, Anne Arundel County Community College, and Crofton law enforcement agencies.

Planning and Implementation Process

To ensure the smooth roll out of the new process, the County operates in phases:

Phase 1

Planning

- Formed internal work groups to review and plan to meet State mandate
- Developed outreach and engagement plan
- Created outreach materials
- MD Association of Counties briefed the County Council on state mandate

Phase 2

Stakeholder Engagement

- Hosted 6 community meetings engaging with over 70 members of key stakeholder groups
- Noted concerns and collected feedback related to possible approaches

Phase 3

Legislative Process

- Introduced as Bill 16-22
- Council will conduct public hearing(s) on 16-22
- Educate and seek feedback from public
- *Release interest application

Phase 4

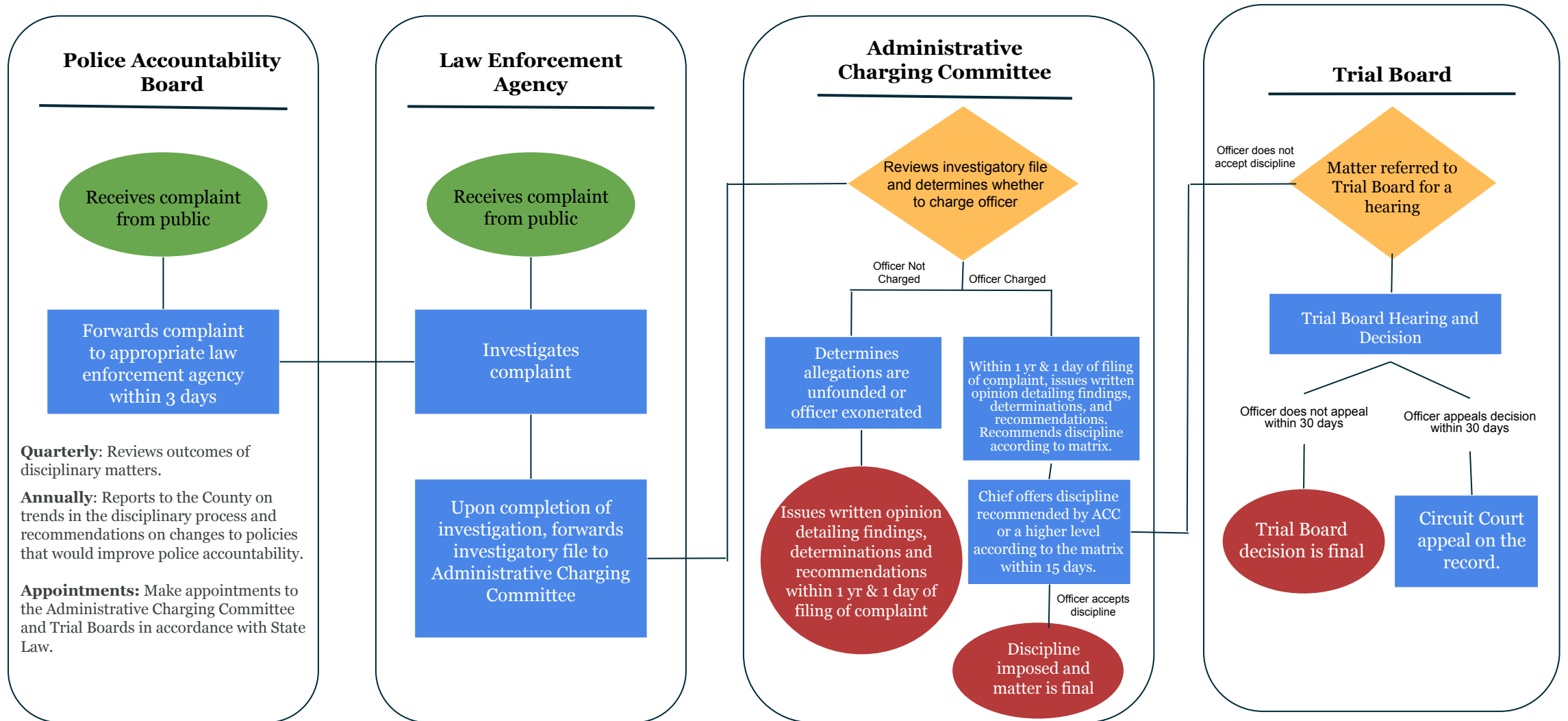
Implementation

- Hire and train staff
- Develop processes and necessary forms/public information portals
- State mandated law goes into effect July 1, 2022



Implementing a new State Mandated Structure

How does a complaint move through the process?



Bill 16-22

AN ORDINANCE concerning: Police Accountability Board

Introduced on 2/7/2022

Introduced by Ms. Rodvien, Chair (by request of the County Executive)

FOR the purpose of establishing a Police Accountability Board; defining certain terms; providing for the composition and terms and removal of members of the Police Accountability Board; providing for a chair of the Police Accountability Board; providing for the meeting standards, training, budget and staff, compensation of members, and recordkeeping standards of the Police Accountability Board; establishing the duties of the Police Accountability Board; requiring annual reports by the Police Accountability Board; providing for the compensation, staffing, and appointment of members of Administrative Charging Committees and Trial Boards; requiring voting members of Police Accountability Board to file financial disclosure statements; and generally relating to boards, commissions, and similar bodies and public ethics.

Hearing: 3/7/2022

Police Accountability Board Duties

State law requires...

Meetings

- Hold quarterly meetings with heads of law enforcement agencies and otherwise work with law enforcement agencies and the county government to improve matters of policing.

Complaints

- The Board can receive complaints of police misconduct filed by members of the public and must forward to the appropriate law enforcement agency within 3 days of receipt.
- Complaints shall include the name of the police officer accused, a description of the facts, and the contact information of the complainant or person filing the complaint for investigative follow-up.
- A complaint need not be notarized.

Appointments

- The Board shall appoint 2 civilian members to the Administrative Charging Committee.
- The Board shall appoint 1 civilian member, who is not a member of an Administrative Charging Committee, to a trial board.

Outcomes and Reporting

- Quarterly, review outcomes of disciplinary matters considered by the Administrative Charging Committee.
- Annually submit, by December 31, a report to the governing body that identifies trends in the disciplinary process of police officers and makes recommendations to improve police accountability in the County.

Police Accountability Board Membership



Prohibitions

State Law Requires

Required Approach:

- An active police officer may not be a member of a police accountability board



Diversity

State Law Requires

Required Approach:

- To the extent practicable, the membership of the board shall reflect the racial, gender, and cultural diversity of the county



Number of Members

State Law Requires local establishment, proposed approach:

- 9 voting members
- 1 of the 9 members is the chair
- 1 of the 9 members must be an Annapolis resident appointed upon recommendation by the Mayor and Annapolis City Council
- All members must be County residents for 3 years

Membership

State law requires local establishment...



Appointment Process, proposed approach

- Appointed by the County Executive, confirmed by Council
- Prior to the initial or successive term of any member, the County shall make a public announcement at least 30 days in advance of making any selection or appointment to invite persons to apply for membership on the Board
- Subject to background check

Chair Appointment, proposed approach

- Appointed by the County Executive, confirmed by Council

Member Terms, proposed approach

- Members serve terms of 3 years, or until a successor is appointed
- Initial appointments staggered
- Chair serves term of 3 years
- Ineligible for immediate appointment after serving 2 terms

Membership

State law is silent...

Ex officio Membership:

- Include as non-voting ex officio members several individuals with expertise and knowledge that will be valuable to the board. The County EDI Director and Human Relations Officer; AACo Chief of Police designee; Sheriff Designee, City of Annapolis Police Chief designee.

Vacancies and Removal:

- Vacancies filled in the same manner as the original appointment for the unexpired term.
- The county executive may remove a member for cause, including improper use or disclosure of information, being charged with a crime, immoral conduct, or absence from 25% or more of the scheduled meetings during any 12-month period.

Membership

State law requires local establishment...

Experience/Background:

Membership of the PAB shall include a diversity of experience and expertise, such as:

- Active in community organization;
- Active in civil rights organization;
- Retired law enforcement;
- Expertise and experience in the practice of criminal law;
- Expertise in behavioral health;
- Clergy or faith leadership experience;
- Expertise and experience in community policing;
- Training in sociology, education, social work, or criminology;
- Expertise and experience in management of a law enforcement agency, managing personnel discipline matters;
- Expertise and experience in policing standards;
- Juvenile services; and
- Other life experience that may be valuable to the board

Budget, Staff & Procedures

State law requires local establishment...

Budget and Staff

Proposed approach:

- The Board shall have an Executive Director and Administrative Secretary.
- 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.
- Require Financial Disclosure, Conflict of Interest and Ethics forms

Record Keeping

Proposed approach:

- The Executive Secretary shall keep records.
- County Administration shall establish a retention schedule in accordance with State law.
- Records shielded by State law from MPIA are kept confidential.

Open Meetings Act Requirement

Bill 16-22 requires the Police Accountability Board to comply with the Open Meetings Act

The Open Meetings Act sets as the policy of the State that the public “be provided with adequate notice of the time and location of meetings of public bodies, which shall be held in places reasonably accessible to individuals who would like to attend these meetings.”

The Open Meetings Act requires:

- reasonable advance notice of meetings
- an agenda be made available as soon as practicable (at least 24 hours before meeting)
- arrangements be made for the public to attend
- minutes or live and archived video or audio streaming

If any part of the meeting might be closed to the public, the topic to be discussed must fall entirely within one or more of the exceptions that allow the closed session. General Provisions Article § 3-305(b)

Administrative Charging Committee and Trial Board

State law:

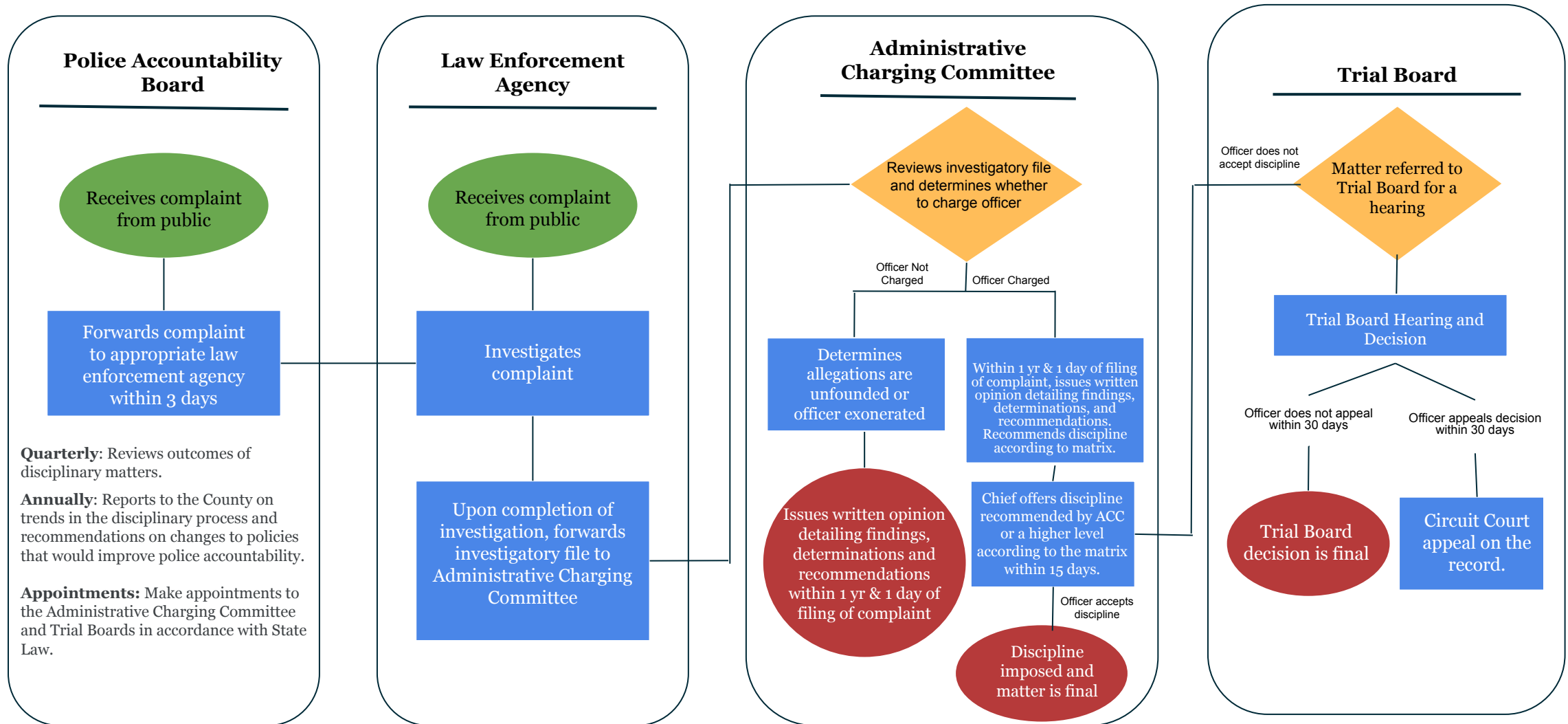
Category	Administrative Charging Committee	Trial Board
Structure	• One per county • 5 members	• Multiple in the county, convened as necessary • 3 members
Powers	• Review the findings of the law enforcement agency ○ may request information or action from the law enforcement agency that conducted the investigation, including requiring additional investigation and the issuance of subpoenas ○ review body camera footage ○ may call a police officer to appear with a representative • Makes a determination to charge or not charge the police officer subject to the complaint ○ if the determination is to <i>charge</i>, recommend discipline prescribed by the MPTSC disciplinary matrix in a written report ○ if the determination is to <i>not charge</i>, the written report must include a determination that the allegations are unfounded or the officer is exonerated • PS 3-104(e)	• Each law enforcement agency shall establish a trial board process in accordance with this section to adjudicate matters for which a police officer is subject to discipline. • PS 3-106(a)

Administrative Charging Committee and Trial Board

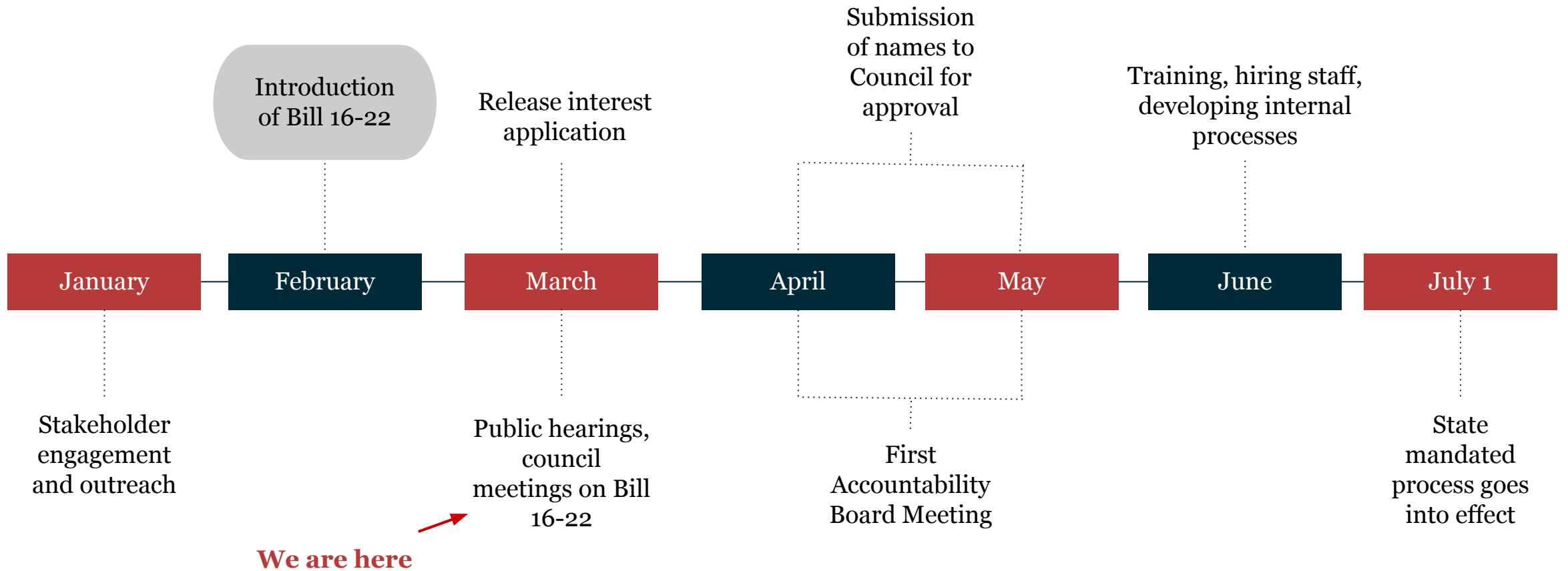
State law:

Category	Administrative Charging Committee	Trial Board
Membership	• The Chair of the Police Accountability Board, or the Chair's designee from the Police Accountability Board • Two civilian members selected by the Police Accountability Board • Two civilian members selected by the chief executive officer of the county (PS 3-104(a)(2))	• An active or retired administrative law judge, or a retired district or circuit court judge, appointed by the County Executive • A civilian who is not a member of the Administrative Charging Committee, appointed by the Police Accountability Board • A police officer of equal rank to the accused officer, appointed by the Chief of Police (PS 3-106(b))
Requirements	• Before serving as a member of an administrative charging committee, an individual shall receive training on matters relating to police procedures from the Maryland Police Training and Standards Commission. *	• Adjudicates matters when a police officer is subject to discipline and the officer does not accept the discipline offered by the Chief of Police at the end of the Administrative Charging Committee process • Before serving as a member of trial board, an individual shall receive training on matters relating to police procedures from the Maryland Police Training and Standards Commission. *

How does a complaint move through the process?



Timeline



Get Involved

www.aacounty.org/boards-and-commissions/police-accountability-board

The screenshot shows the official website of the Anne Arundel County Police Accountability Board. The header features the Anne Arundel County Maryland logo, a search bar, and navigation links for GOVERNMENT, DEPARTMENTS, SERVICES & PROGRAMS, OPENARUNDEL, and BUSINESS. Below the header, a blue banner displays the title "Police Accountability Board" and a description: "The Police Accountability Board was established to work with law enforcement agencies to review, provide policy advice and report on disciplinary matters stemming from public complaints about police misconduct." To the left of the banner is a photo of a protest with a sign that reads "POLICE LINE DO NOT CROSS POLICE DEPT.". Below the banner, a sidebar on the left lists "Police Accountability Board" under a "Police" category. The main content area is titled "About the Board" and contains text about the 2021 General Assembly session and a list of the board's functions. On the right, there are links for "Bill 16-22" and "House Bill 670", and a "Timeline" section showing "January" with an event for "Stakeholder engagement and outreach".

ANNE ARUNDEL COUNTY MARYLAND

GOVERNMENT DEPARTMENTS SERVICES & PROGRAMS OPENARUNDEL BUSINESS

Home Boards & Commissions Police Accountability Board

Police Accountability Board

The Police Accountability Board was established to work with law enforcement agencies to review, provide policy advice and report on disciplinary matters stemming from public complaints about police misconduct.

About the Board

During the 2021 General Assembly session, the legislature passed a package of police reform bills. This legislation results from months of hearings, debates, and negotiations among advocacy groups, professional organizations, communities, and elected officials across the state.

One of the bills, [House Bill 670](#), mandates that counties establish Police Accountability Boards or PABs to:

- Provide policy advice through meetings with law enforcement agencies, review of disciplinary matters stemming from public complaints, and annual reporting.
- Work with law enforcement agencies and the county government to improve policing and police accountability in the County.
- Appoint 2 civilian members to the Administrative Charging Committee and one to the Trial Board to adjudicate complaints submitted by members of the public
- Receive complaints of police misconduct filed by members of the public.

Bill 16-22
House Bill 670

Timeline

January

Stakeholder engagement and outreach