

Bill No. 33-19
Concerning: Police – Community Policing
Revised: 3/10/2020 Draft No. 5
Introduced: October 15, 2019
Enacted: March 10, 2020
Executive: March 16, 2020
Effective: June 15, 2020
Sunset Date: None
Ch. 7, Laws of Mont. Co. 2020

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

Lead Sponsors: Council President Navarro and Councilmember Rice
Co-Sponsors: Councilmembers Huckler, Alborno, Jawando, Friedson, Glass, Council Vice
President Katz and Councilmember Riemer

AN ACT to:

- (1) set certain community policing guidelines;
- (2) require the Montgomery County Police Department to make certain reports;
- (3) make certain legislative findings; and
- (4) generally amend the law governing policing.

By ~~[[amending]]~~ adding
Montgomery County Code
Chapter 35, Police
Section ~~[[35-6]]~~ 35-6A

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

1 **Sec. 1. Section ~~[[35-6]] 35-6A is ~~[[amended]]~~ added as follows:~~**

2 **35-6A. Community Policing.**

3 (a) *Legislative findings.*

4 (1) The United States Department of Justice advises that:

5 (A) ~~[[Strong]]~~ strong relationships of mutual trust between
6 police agencies and the communities they serve are critical
7 to maintaining public safety and effective policing~~[[.]]~~;

8 (B) ~~[[Police]]~~ police officials rely on the cooperation of
9 community members to provide information about crime in
10 their neighborhoods, and to work with the police to devise
11 solutions to crime and disorder problems~~[[.]]~~; and

12 (C) ~~[[Community]]~~ community members' willingness to trust
13 the police depends on whether they believe that police
14 actions reflect community values and incorporate the
15 principles of procedural justice and legitimacy.

16 (2) The Police Executive Research Forum hosted a national meeting
17 of police and community leaders. The following key issues and
18 recommendations were determined to be useful to help police
19 departments and their communities to develop collaborative
20 strategies for moving forward. Police departments should:

21 (A) acknowledge and discuss with communities the challenges
22 local police departments face;

23 (B) be transparent and accountable;

24 (C) take steps to reduce bias and improve cultural competency;

25 (D) maintain focus on the importance of collaboration and be
26 visible in the community; and

27 (E) promote internal diversity and ensure professional growth
28 opportunities.

29 (b) Community policing guidelines. To further community policing
30 objectives:

31 (1) officers must strive to regularly initiate and engage in positive
32 nonenforcement activities with their communities;

33 (2) the Department must ensure cultural competency throughout the
34 Department and increase officer knowledge of the County's
35 diverse population;

36 (3) the Department must emphasize the recruitment of candidates with
37 ties to the County;

38 (4) the Department must increase community outreach initiatives and
39 officers must attend community events on behalf of the
40 Department;

41 (5) the Department must provide adequate training in de-escalation
42 tactics; [[and]]

43 (6) [[the Department must maintain and expand the School Resource
44 Officer Program, in recognition of its value to the community.]]
45 the Police Chief must designate a liaison to each population that is
46 disproportionately impacted by inequities, as appropriate; and

47 (7) the Department must incorporate mental health and positive youth
48 development initiatives in partnership with County departments,
49 agencies, and community-based organizations.

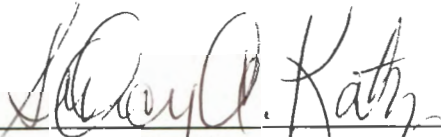
50 (c) Reporting requirements.

51 [[~~(1)~~] (1) By February 1 each year, the Montgomery County Department
52 of Police must report the following information to the Executive and
53 Council for the prior calendar year:

- 54 ~~[(A)] [(1)]~~ (A) information about the demographic makeup of
 55 the Department, including:
 56 ~~[(A)]~~ (i) the total number of sworn police officers in the
 57 Department;
 58 ~~[(B)]~~ (ii) the total number of sworn racial minority police
 59 officers in the Department by race and ethnicity;
 60 ~~[(C)]~~ (iii) the total number of sworn female police officers
 61 in the Department;
 62 ~~[(D)]~~ (iv) the number of sworn police officers in the
 63 Department that reside in the County; and
 64 ~~[(E)]~~ (v) any other demographic information voluntarily
 65 provided by sworn police officers;
 66 ~~[(E)] [(2)]~~ (B) the number of recruiting events the Department
 67 sponsored or participated in the County;
 68 ~~[(F)] [(3)]~~ (C) the number of instances of use of force that
 69 resulted in [the transport of a civilian to a hospital by an
 70 emergency vehicle,] an injury when the injury occurred as
 71 a direct result of an officer's actions;
 72 ~~[(G)] [(4)]~~ (D) the number of civilian complaints about the use
 73 of force by an officer;
 74 ~~[(5)]~~ (E) the number of civilian complaints regarding
 75 discrimination and harassment;
 76 ~~[(H)] [(6)]~~ (F) the number of officers who were suspended with
 77 pay;
 78 ~~[(I)] [(7)]~~ (G) the number of officers who were suspended
 79 without pay;

80 [(J)] [(8)] (H) the percentage of patrol officers who were
81 assigned to neighborhood patrols;
82 [(K)] [(9)] (I) the number of youth under the age of 18 years
83 referred to intervention programs by officers; [(and)]
84 [(10)] (J) the number of calls for service involving substance
85 abuse;
86 [(11)] (K) the number of calls for service involving mental health
87 issues;
88 [(12)] (L) demographic information regarding individuals
89 detained by the Department, including
90 [(A)] (i) race;
91 [(B)] (ii) ethnicity;
92 [(C)] (iii) gender; and
93 [(D)] (iv) any other demographic information voluntarily
94 provided by the detainee;
95 [(13)] (M) a description of the Department's training standards
96 and practices, including training and practices related to
97 de-escalation; and
98 [(L)] [(14)] (N) a description of the Department's community
99 policing efforts, including community policing programs,
100 participation in town hall meetings, and efforts to engage
101 with schools, recreation centers, community centers, and
102 senior centers.
103 (2) The Department must also provide the information reported under
104 paragraph (1) to the Policing Advisory Commission established
105 under Section 35-6.

Approved:



Sidney Katz, President, County Council

3/12/2020

Date

Approved:

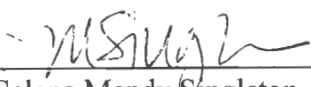


Marc Elrich, County Executive

3/16/20

Date

This is a correct copy of Council action.



Selena Mendy Singleton, Esq., Clerk of the Council

3/17/20

Date