

Chapter 459

(Senate Bill 847)

AN ACT concerning

**Baltimore Police Department – Commission to Restore Trust in Policing –
~~Extension and Funding Alterations~~**

FOR the purpose of altering a certain requirement regarding the confidentiality of certain proceedings, testimony, and other evidence; prohibiting certain members and staff of the Commission to Restore Trust in Policing from being required to sign a certain confidentiality agreement; altering the due date for a certain report that the Commission to Restore Trust in Policing is required to submit to the Governor and the General Assembly; altering the termination date for the Commission to Restore Trust in Policing; requesting and encouraging the Governor to appropriate certain funds for certain fiscal years for a certain purpose; and generally relating to the Commission to Restore Trust in Policing.

BY repealing and reenacting, with amendments,
The Charter of Baltimore City
Article II – General Powers
Section ~~(71)(m)~~ (71)(h) and (m)
(2007 Replacement Volume, as amended)
(As enacted by Chapter 753 of the Acts of the General Assembly of 2018)

BY repealing and reenacting, with amendments,
Chapter 753 of the Acts of the General Assembly of 2018
Section 4

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

The Charter of Baltimore City

Article II – General Powers

The Mayor and City Council of Baltimore shall have full power and authority to exercise all of the powers heretofore or hereafter granted to it by the Constitution of Maryland or by any Public General or Public Local Laws of the State of Maryland; and in particular, without limitation upon the foregoing, shall have power by ordinance, or such other method as may be provided for in its Charter, subject to the provisions of said Constitution and Public General Laws:

(71)

(h) (1) Except as provided [in paragraph (2) of this subsection] UNDER THE PUBLIC INFORMATION ACT AND THE OPEN MEETINGS ACT, the proceedings, testimony, and any other evidence before the Commission are public information.

(2) [On a vote of five or more members of the Commission, proceedings, testimony, and any other evidence before the Commission that are protected from disclosure under the Public Information Act may be deemed confidential and privileged] MEMBERS OF THE COMMISSION AND STAFF TO THE COMMISSION MAY NOT BE REQUIRED TO SIGN A CONFIDENTIALITY AGREEMENT TO RECEIVE DOCUMENTS OR FILES, INCLUDING PERSONNEL FILES, PROPERLY SUBPOENAED IN ACCORDANCE WITH THIS SECTION.

(m) On or before December 31, [2019] **2020**, the Commission shall submit a final report of its findings, conclusions, and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.

Chapter 753 of the Acts of 2018

SECTION 4. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and, except as provided in Section 3 of this Act, shall take effect from the date it is enacted. Section 1 of this Act shall remain effective for a period of [1 year] **2 YEARS** and 8 months and, at the end of [1 year] **2 YEARS** and 8 months from the date of enactment, Section 1 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.

SECTION 2. AND BE IT FURTHER ENACTED, That the Governor is requested and encouraged to appropriate sufficient funds for fiscal year 2020 and fiscal year 2021 to enable the Commission to Restore Trust in Policing to complete its work in a timely and comprehensive manner.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2019.

Approved by the Governor, May 13, 2019.