



Morningside Police Department

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Daniel J. Franklin
Chief of Police

TO: The Honorable Delegate Luke Clippinger, Chair and
Members of the House Judiciary Committee

FROM: Daniel J. Franklin #0255
Chief of Police
Morningside Police Department

DATE: February 21, 2025

RE: HB 0238 Public Safety – Police Accountability – Time Limit for Filing Administrative Charges

POSITION: **SUPPORT**

Greetings Chairman Clippinger and the members of the House Judiciary Committee.

I am writing to state my position regarding the proposed legislation in front of the House Judiciary Committee titled HB 0238 Public Safety – Police Accountability – Time Limit for Filing Administrative Charges. This bill provides clarification as to when a law enforcement agency is required to file administrative charges arising out of an investigation of alleged police misconduct. Administrative charges not required to be reviewed by the Administrative Charging Committee (ACC) would need to be filed within one year and one day from the time the law enforcement agency became aware of the incident. With respect to criminal charges, the one year and a day timeframe for administrative charges would commence once there is a determination that the incident being investigated will not result in any criminal charges against the officer, the final disposition of any charges pursuant to the incident being investigated, or the ACC or agency decline to file criminal charges. This clarification of these time frames will ensure proper action by the agency and the ACC, and discipline of officers (if warranted) in a timely manner. For the above-mentioned reasons, I would respectfully request the consideration of my written testimony **SUPPORTING** HB 0238.

Thank you for your time and consideration.