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—
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THE MARYLAND HOUSE OF DELEGATES
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HB 31

Police Discipline – Order to Show Cause

Support

HB 31 authorizes a law enforcement officer who has been administratively charged either by the Administrative Charging Committee or the law enforcement agency, to file a Petition to Show Cause in the Circuit Court if the officer believes that a right granted under the Maryland Police Accountability Act has been denied or violated. The Petition must be filed prior to the start of hearing. The jurisdiction in which the Petition must be filed is consistent with the appeal rights at the conclusion of a hearing.

The purpose of the Bill is judicial economy. If a Circuit Court Judge agrees that the law enforcement officer's rights were violated, the Judge would have the option to order the appropriate remedy. This will require the law enforcement agency to remedy the violation in lieu of possibly requiring the law enforcement agency to hold a second hearing on the same alleged administrative violation.