MARYLAND POLICE AND CORRECTIONAL TRAINING COMMISSIONS

POLICE MISCONDUCT COMPLAINT PROCESS

POLICE ACCOUNTABILITY BOARD

Receives complaint from public
PSA § 3-102 (a)(3)

Forwards complaint to appropriate law enforcement agency within three days
PSA § 3-102 (d)

LAW ENFORCEMENT AGENCY

Receives complaint from public
PSA § 3-103 (a)

Investigates complaint
PSA § 3-104 (d)

LAW ENFORCEMENT AGENCY

Upon completion of investigation, forwards investigatory file to county Administrative Charging Committee
PSA § 3-104(d)

MARYLAND STATE AGENCY

Upon completion of investigation, forwards investigatory file to Maryland State Administrative Charging Committee
PSA § 3-104 (d)

ADMINISTRATIVE CHARGING COMMITTEE

Reviews investigatory file and within 30 days determines whether to charge officer or request further review
PSA § 3-113 (b)

Officer charged

Issues written opinion detailing findings and determinations; recommends discipline according to matrix; within 30 days from receipt of investigation but no longer than 1 year and 1 day
PSA § 3-104 (e) (3); § 3-113 (b), (c)

Law enforcement agency head offers discipline recommended by Administrative Charging Committee or a higher degree according to the matrix within 15 days
PSA § 3-105 (c)

Officer accepts discipline, discipline is imposed and matter is final
PSA § 105 (c) (3)

Officer not charged

Make a determination that allegations are unfounded or officer is exonerated
PSA § 3-104 (f) (2)

Issues written opinion detailing findings and determinations within 30 days from receipt but no longer than 1 year and 1 day from receipt of complaint
PSA § 104 (e) (6); 3-113 (b), (c)

Officer does not accept discipline
PSA § 105 (c) (4)

TRIAL BOARD

Matter referred to the trial board for a hearing
PSA § 105 (c) (4)

Trial Board hearing and decision

Officer seeks judicial review within 30 days
PSA § 106 (k) (1)

Circuit Court adjudicates petition for judicial review

Officer does not seek judicial review within 30 days

Trial Board decision is final

Disposition by the Administrative Charging Committee shall be completed within 1 year and 1 day after filing of a complaint by a citizen PSA 3-113 (c)