



## Legislation Details (With Text)

|                        |   |                      |   |                      |  |
|------------------------|---|----------------------|---|----------------------|--|
| <b>File #:</b>         | 21-0106   | <b>Version:</b>      | 0 | <b>Name:</b>         | Study and Report - Oversight of the Baltimore City Fire Department |
| <b>Type:</b>           | Ordinance   | <b>Status:</b>       |   | <b>Status:</b>       | Enacted  |
| <b>File created:</b>   | 7/19/2021   | <b>In control:</b>   |   | <b>In control:</b>   | Baltimore City Council   |
| <b>On agenda:</b>      |   | <b>Final action:</b> |   | <b>Final action:</b> | 3/7/2022   |
| <b>Enactment date:</b> |   | <b>Enactment #:</b>  |   | <b>Enactment #:</b>  | 22-121   |
| <b>Title:</b>          | Study and Report - Oversight of the Baltimore City Fire Department<br>For the purpose of requiring that the Baltimore City Fire Department, in consultation with certain other agencies, submit a report to the Mayor and City Council evaluating the policies, practices, and internal control systems of the Department and evaluating the potential establishment of an office dedicated to compliance and investigations within the Fire Department; and providing for a special effective date.  |                      |   |                      |  |
| <b>Sponsors:</b>       | Kristerfer Burnett, Zeke Cohen, Ryan Dorsey, John T. Bullock, Phylcia Porter, James Torrence  |                      |   |                      |  |
| <b>Indexes:</b>        | Fire Department, Reports, Study   |                      |   |                      |  |
| <b>Code sections:</b>  |   |                      |   |                      |  |
| <b>Attachments:</b>    | 1. 21-0106~1st Reader, 2. Hearing Agenda - 21-0106, 3. Labor Commission 21-0106, 4. Law 21-0106, 5. DHR 21-0106, 6. OIG 21-0106, 7. Finance-21-0106, 8. Equity and Civil Rights 21-0106, 9. City Administrator 21-0106, 10. Hearing Minutes - 21-0106, 11. PSGO - Hearing Notes - 21-0106, 12. Hearing Packet - 21-0106 - S&R Oversight of the BCFD, 13. PSGO - Hearing Notes - 21-0106 (2), 14. Hearing Agenda - 21-0106 (2), 15. Hearing Minutes - 21-0106 (2), 16. Fire 21-0106, 17. cc21-0106(3)~1st(Burnett), 18. PSGO - Hearing Notes - 21-0106 (3), 19. Hearing Agenda - 21-0106, 20. Hearing Minutes - 21-0106, 21. cc21-0106(4)~1st(Burnett), 22. PSGO - Hearing Notes - 21-0106 (4), 23. 2nd Reader Amendment 21-0106(1)~1st(Comm), 24. 21-0106~3rd Reader, 25. 21-0106 Signed, 26. Completed Ordinance 21-0106 |                      |   |                      |  |

| Date       | Ver. | Action By                               | Action   | Result |
|------------|------|---|--|--------|
| 3/21/2022  | 0    | Mayor                                   | Signed by Mayor                                      |        |
| 1/24/2022  | 0    | Baltimore City Council                  | Approved and Sent to the Mayor                       |        |
| 1/10/2022  | 0    | Baltimore City Council                  | 3rd Reader, for final passage                        |        |
| 1/10/2022  | 0    | Public Safety and Government Operations | Recommended Favorably with Amendment                 |        |
| 12/15/2021 | 0    | Public Safety and Government Operations | Recommended Favorably with Amendment                 | Pass   |
| 12/9/2021  | 0    | Public Safety and Government Operations | Scheduled for Voting Session                         |        |
| 11/1/2021  | 0    | Public Safety and Government Operations | Scheduled for a Public Hearing                       |        |
| 10/4/2021  | 0    | Public Safety and Government Operations | Worksession  |        |
| 8/16/2021  | 0    | Public Safety and Government Operations | Scheduled for a Public Hearing                       |        |
| 7/22/2021  | 0    | Baltimore City Council                  | Refer to Dept. of Finance                            |        |
| 7/22/2021  | 0    | Baltimore City Council                  | Refer to Office of Civil Rights and Wage Enforcement |        |
| 7/22/2021  | 0    | Baltimore City Council                  | Refer to Labor Commissioner                          |        |

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|-----------|---|------------------------|--|
| 7/22/2021 | 0 | Baltimore City Council | Refer to Fire Department                 |
| 7/22/2021 | 0 | Baltimore City Council | Refer to Dept. of Human Resources        |
| 7/22/2021 | 0 | Baltimore City Council | Refer to Baltimore City Administrator    |
| 7/22/2021 | 0 | Baltimore City Council | Refer to City Solicitor                  |
| 7/22/2021 | 0 | Baltimore City Council | Refer to Office of the Inspector General |
| 7/19/2021 | 0 | Baltimore City Council | Introduced                               |
| 7/19/2021 | 0 | Baltimore City Council | Assigned                                 |

**Introductory\***  
**City of Baltimore**  
**Council Bill**

Introduced by: Councilmembers Burnett, Cohen, Dorsey

A Bill Entitled

An Ordinance concerning

**Study and Report - Oversight of the Baltimore City Fire Department**

For the purpose of requiring that the Baltimore City Fire Department, in consultation with certain other agencies, submit a report to the Mayor and City Council evaluating the policies, practices, and internal control systems of the Department and evaluating the potential establishment of an office dedicated to compliance and investigations within the Fire Department; and providing for a special effective date.

**Section 1. Be it ordained by the Mayor and City Council of Baltimore, That:**

- (a) No later than 120 days from the enactment of this Ordinance, the Baltimore City Fire Department (“Department”), in consultation with the City Board of Fire Commissioners (“Board”), the City Administrator or the Administrator’s designee, the Law Department, the Department of Finance, the Labor Commissioner, the Office of the Inspector General, and the Office of Equity and Civil Rights shall submit a report, as fully described in subsection (b) of this Section, to the Mayor and City Council setting forth a comprehensive evaluation of the cost and feasibility of establishing a compliance and investigations office within the Department.
- (b) The report required by this section shall include:
  - (1) an analysis of the legal parameters regarding the authority that Board of Fire Commissioners has as an oversight body to investigate the conduct of the Department as outlined in Article VII, \_ 51(c) of the Baltimore City Charter;
  - (2) an assessment of the Board’s capacity to conduct investigations and if there is a need to equip it with support staff to carry out this duty;
  - (3) an analysis of the current internal disciplinary process used by the Department, including the who is responsible for conducting disciplinary investigations; who is responsible for conducting Equal Employment Opportunity investigations; and an evaluation of the composition of the Department’s disciplinary hearing boards;
  - (4) an attached copy of the Department’s policies on how internal disciplinary complaints against employees are submitted and investigated; how complaints regarding employees are submitted by members of the public and investigated; and the Department’s disciplinary matrix and point system;

- (5) a comparative analysis of the strengths and weaknesses of at least 5 fire departments of comparable size that currently have an “independent assessor” or other similar model of an internal investigations unit;
- (6) the amount of formal complaints submitted to the Office of Equity and Civil Rights by Department employees in the previous 7 years, disaggregated by the complaint type (if applicable), and the amount of complaints submitted to the Office of Equity and Civil Rights that were determined by the Office to be outside the scope of its authority;
- (7) the amount of formal complaints submitted to the Office of the Inspector General by Department employees in the previous 7 years, disaggregated by the complaint type (if applicable), and the amount of complaints submitted to the Office of the Inspector General that were determined by the Office to be outside the scope of its authority; and
- (8) an evaluation of the Department’s full-time data and performance management program; how it is being used to monitor internal accountability; alternative programs that might be used by fire departments in other jurisdictions; and, if a more modern system exists, a comprehensive plan on the timeline and steps that will be taken to implement one.

**Section 2. And be it further ordained,** That this Ordinance takes effect on the date it is enacted.