

Introduced by: Councilmember Scott, ^{COSTELLO} ~~Harry Middlebrooke~~, ~~burnell~~, ~~W~~ ^{DORSEY}

Prepared by: Department of Legislative Reference ^{Bullard, Stokes, Sneed, Clarke, Kuisinger}

Date: September 12, 2018

Referred to: _____

RESOLUTION

_____ Committee

Also referred for recommendation and report to municipal agencies listed on reverse.

CITY COUNCIL 18-0100R

A RESOLUTION ENTITLED

A CITY COUNCIL RESOLUTION concerning

Request for Federal Action – Declaring Police Related Deaths of Unarmed Black Americans a Homeland Security Crisis.

FOR the purpose of calling on President Trump to declare the deaths of unarmed Black Americans at the hands of the police in America a Homeland Security Crisis, and further requesting that the President direct the Department of Justice and the Department of Homeland Security to invest resources into solving one of our nation's longstanding and unaddressed problems through either direct action or partnership with local and state governments.

Handwritten signatures:

- Will G.
- Robert Stuy
- Shawn Fisher
- Margaret Clark
- R. Dorsey
- E.T. [unclear]
- Edmund L. [unclear]

****The introduction of an Ordinance or Resolution by Councilmembers at the request of any person, firm or organization is a courtesy extended by the Councilmembers and not an indication of their position.**

Agencies

_____	Baltimore City Public School System
_____	Baltimore Development Corporation
_____	City Solicitor
_____	Comptroller's Office
_____	Department of Audits
_____	Department of Finance
_____	Department of General Services
_____	Department of Housing and Community Development
_____	Department of Human Resources
_____	Department of Planning
_____	Other: _____
_____	Other: _____
_____	Other: _____
_____	Department of Public Works
_____	Department of Real Estate
_____	Department of Recreation and Parks
_____	Department of Transportation
_____	Fire Department
_____	Health Department
_____	Mayor's Office of Employment Development
_____	Mayor's Office of Human Services
_____	Mayor's Office of Information Technology
_____	Office of the Mayor
_____	Police Department
_____	Other: _____
_____	Other: _____
_____	Other: _____
_____	Board of Estimates
_____	Board of Ethics
_____	Board of Municipal and Zoning Appeals
_____	Comm. for Historical and Architectural Preservation
_____	Commission on Sustainability
_____	Employees' Retirement System
_____	Other: _____
_____	Other: _____
_____	Other: _____
_____	Environmental Control Board
_____	Fire & Police Employees' Retirement System
_____	Labor Commissioner
_____	Parking Authority Board
_____	Planning Commission
_____	Wage Commission
_____	Other: _____
_____	Other: _____
_____	Other: _____

Boards and Commissions

**CITY OF BALTIMORE
COUNCIL BILL 18-0100R
(Resolution)**

Introduced by: Councilmembers Scott, Henry, Middleton, Burnett, Cohen, Dorsey, Bullock,
Stokes, Sneed, Clarke, Reisinger, Costello
Introduced and adopted: September 17, 2018

A COUNCIL RESOLUTION CONCERNING

**Request for Federal Action – Declaring Police Related Deaths of Unarmed Black
Americans a Homeland Security Crisis.**

FOR the purpose of calling on President Trump to declare the deaths of unarmed Black Americans at the hands of the police in America a Homeland Security Crisis, and further requesting that the President direct the Department of Justice and the Department of Homeland Security to invest resources into solving one of our nation’s longstanding and unaddressed problems through either direct action or partnership with local and state governments.

Recitals

People of color comprised just 38.5 percent of the U.S. population, but 51.5 percent of all years of life lost in police related deaths from 2015 to 2016. Furthermore, African Americans died at a rate of 7.2 per million compared to rate of 2.9 per million for White Americans in police related deaths.

The safety and protection of the public while sustaining everyone’s civil rights should be the paramount concern and duty of law enforcement officials. The Department of Justice has the monumental responsibility of ensuring that civil rights protections are enforced, especially for those who are too often the target of violations, including Black Americans and other people of color.

Following several high profile in-custody deaths President Obama launched a 21st Century policing taskforce aimed at correcting decades old issues in American Policing. Rather than abdicating federal oversight of policing, these efforts should be built upon and the current Administration should show its commitment to fixing broken policing.

Initially, the Department of Justice and the Department of Homeland Security should call for and incentivize:

- Federal, state, and local prosecutors to prosecute police misconduct. We expect prosecutors to achieve justice and use their power to monitor police abuse.
- Local prosecutors to create a local civil rights unit dedicated to investigating and prosecuting police misconduct fairly, transparently, and independently.
- State attorneys general to provide recommendations and guidelines for local prosecutors and investigators of misconduct to ensure police accountability.

EXPLANATION: Underlining indicates matter added by amendment.
~~Strike-out~~ indicates matter deleted by amendment.

Council Bill 18-0100R

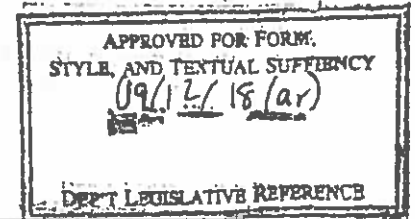
- 1 • DOJ as well as state and local prosecutors to launch systemic investigations when
2 agencies are suspected of engaging in “pattern or practice” violations and
3 discrimination.
- 4 • Local mayors and city councils to create civilian oversight structures, select police
5 chiefs who prioritize building trust with communities, conduct de-escalation and life
6 preserving trainings, develop protocols to ensure these trainings are observed, and
7 support alternative mental health interventions.
- 8 • Every police department to reflect the diversity of the communities they serve and
9 reject misguided practices such as “broken windows” and “stop & frisk.”
- 10 • Explore regulations on police use of firearms.

11 Taking a leadership role in advocating and pushing for these reforms could begin to change
12 policing in America for the better. Discriminatory and un-American practices and policies have
13 been tolerated for far too long throughout our nation. Nationwide leadership will be needed to
14 begin to bring policing practices into line with our values. These steps, that should have been
15 taken long ago, need to be taken now.

16 **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE,** That the
17 Council calls on President Trump to declare the deaths of unarmed Black Americans at the hands
18 of the police in America a Homeland Security Crisis; and further requests that the President
19 direct the Department of Justice and the Department of Homeland Security to invest resources
20 into solving one of our nation’s longstanding and unaddressed problems through either direct
21 action or partnership with local and state governments.

22 **AND BE IT FURTHER RESOLVED,** That a copy of this Resolution be sent to the Mayor, the
23 President of the United States, the U.S. Attorney General, the U.S. Secretary of Homeland
24 Security, and the Mayor’s Legislative Liaison to the City Council.

INTRODUCTORY*
CITY OF BALTIMORE
COUNCIL BILL _____ R
(Resolution)



Introduced by: Councilmember Scott

A RESOLUTION ENTITLED

A COUNCIL RESOLUTION concerning

Request for Federal Action – Declaring Police Related Deaths of Unarmed Black Americans a Homeland Security Crisis.

FOR the purpose of calling on President Trump to declare the deaths of unarmed Black Americans at the hands of the police in America a Homeland Security Crisis, and further requesting that the President direct the Department of Justice and the Department of Homeland Security to invest resources into solving one of our nation's longstanding and unaddressed problems through either direct action or partnership with local and state governments.

Recitals

People of color comprised just 38.5 percent of the U.S. population, but 51.5 percent of all years of life lost in police related deaths from 2015 to 2016. Furthermore, African Americans died at a rate of 7.2 per million compared to rate of 2.9 per million for White Americans in police related deaths.

The safety and protection of the public while sustaining everyone's civil rights should be the paramount concern and duty of law enforcement officials. The Department of Justice has the monumental responsibility of ensuring that civil rights protections are enforced, especially for those who are too often the target of violations, including Black Americans and other people of color.

Following several high profile in-custody deaths President Obama launched a 21st Century policing taskforce aimed at correcting decades old issues in American Policing. Rather than abdicating federal oversight of policing, these efforts should be built upon and the current Administration should show its commitment to fixing broken policing.

Initially, the Department of Justice and the Department of Homeland Security should call for and incentivize:

- Federal, state, and local prosecutors to prosecute police misconduct. We expect prosecutors to achieve justice and use their power to monitor police abuse.
- Local prosecutors to create a local civil rights unit dedicated to investigating and prosecuting police misconduct fairly, transparently, and independently.

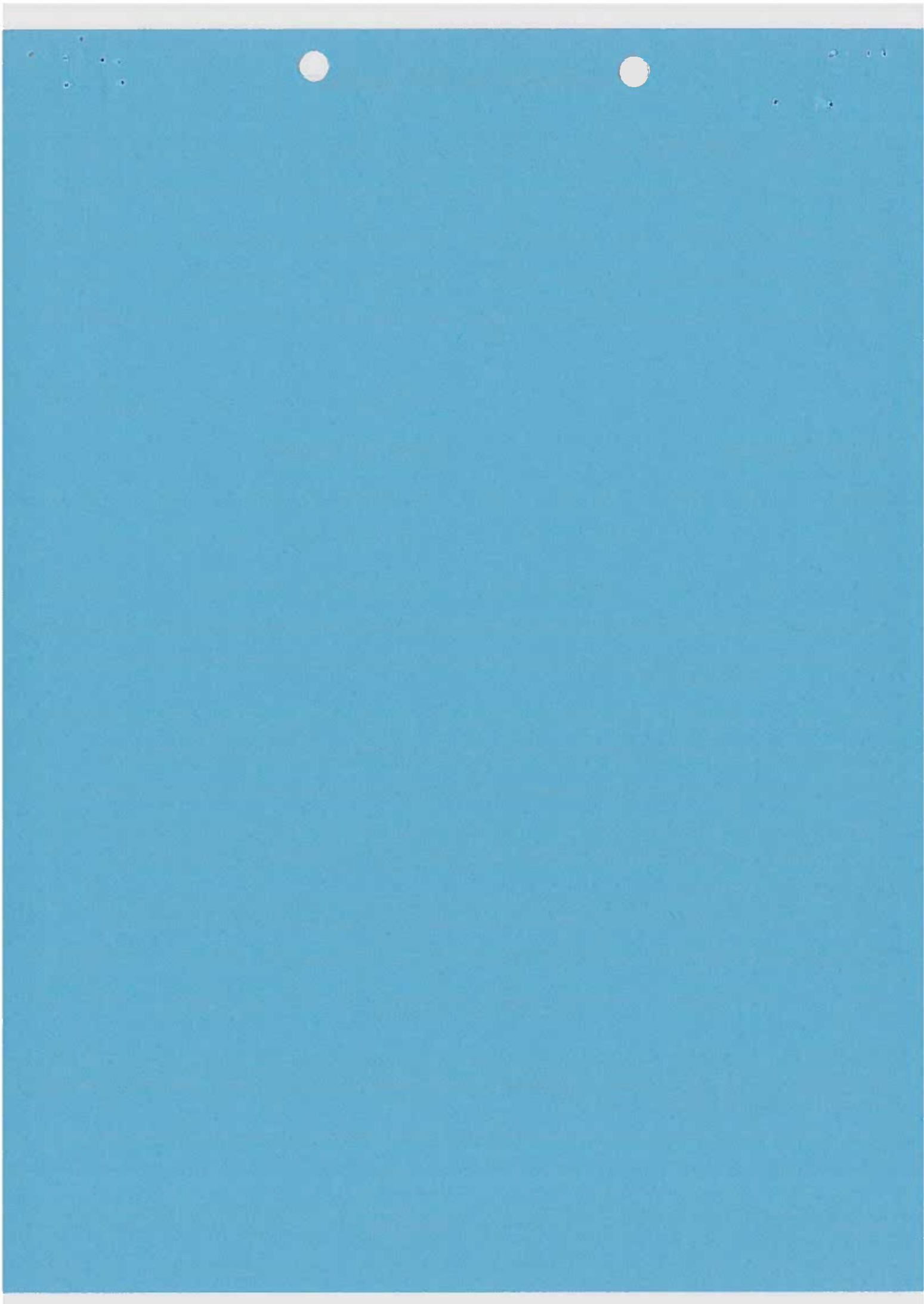
* WARNING: THIS IS AN UNOFFICIAL, INTRODUCTORY COPY OF THE BILL.
THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.

- State attorneys general to provide recommendations and guidelines for local prosecutors and investigators of misconduct to ensure police accountability.
- DOJ as well as state and local prosecutors to launch systemic investigations when agencies are suspected of engaging in “pattern or practice” violations and discrimination.
- Local mayors and city councils to create civilian oversight structures, select police chiefs who prioritize building trust with communities, conduct de-escalation and life preserving trainings, develop protocols to ensure these trainings are observed, and support alternative mental health interventions.
- Every police department to reflect the diversity of the communities they serve and reject misguided practices such as “broken windows” and “stop & frisk.”
- Explore regulations on police use of firearms.

Taking a leadership role in advocating and pushing for these reforms could begin to change policing in America for the better. Discriminatory and un-American practices and policies have been tolerated for far too long throughout our nation. Nationwide leadership will be needed to begin to bring policing practices into line with our values. These steps, that should have been taken long ago, need to be taken now.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That the Council calls on President Trump to declare the deaths of unarmed Black Americans at the hands of the police in America a Homeland Security Crisis; and further requests that the President direct the Department of Justice and the Department of Homeland Security to invest resources into solving one of our nation’s longstanding and unaddressed problems through either direct action or partnership with local and state governments.

AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Mayor, the President of the United States, the U.S. Attorney General, the U.S. Secretary of Homeland Security, and the Mayor’s Legislative Liaison to the City Council.



ACTION BY THE CITY COUNCIL

SEP 17 2018

FIRST READING (INTRODUCTION) _____ 20 _____

PUBLIC HEARING HELD ON _____ 20 _____

COMMITTEE REPORT AS OF _____ 20 _____

_____ FAVORABLE _____ UNFAVORABLE _____ FAVORABLE AS AMENDED _____ WITHOUT RECOMMENDATION

Chair

COMMITTEE MEMBERS:

COMMITTEE MEMBERS:

SECOND READING: The Council's action being favorable (unfavorable), this City Council bill was (was not) ordered printed for Third Reading on:

_____ 20 _____

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING _____ 20 _____

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING (ENROLLED) _____ 20 _____

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING (RE-ENROLLED) _____ 20 _____

WITHDRAWAL _____ 20 _____

There being no objections to the request for withdrawal, it was so ordered that this City Council Ordinance be withdrawn from the files of the City Council.

President

Chief Clerk