



## MEETING MINUTES

Police Accountability Board (PAB)

Thursday, August 15, 2024

7:00 pm – 8:30 pm

Virtual Option: <https://us02web.zoom.us/j/84683097750>

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**Attendees:** Bishop Walker (Chair), Ken Kellner (Vice Chair), George Lluberres (Parliamentarian) Alicia Hudson, Alvin McCray, Chris Zatrutz, Katharine “Kate” Manning, Ronald Wright, Laura Byers (*staff, minute taker*)

**Absent Members:** Chuck Williams, Shelly Brown (Special Legal Counsel), Dr. Earl Stoddard (*staff*)

**# of General Public (nonmember) Attendees:** 1

### Motions:

Motion to approve the July 18, 2024 minutes. Approved.

Motion to approve the August 15, 2024 agenda with amendments to move the Announcements before the Closed Session. Approved.

Motion to accept the PAB September 5 virtual-only meeting and PAB 3<sup>rd</sup> Quarterly Chiefs meeting on September 19. Approved

Motion to move to Closed Session: Approved.

Motion to reinstate trial board member. Approved

### *ACTION ITEMS from August 15, 2024*

	<b>Action Item:</b>	<b>Assigned To:</b>	<b>Status:</b>
<b>1.</b>	To send a notification letter to trial board member	PAB Staff	Awaiting Approval from PAB

1. Call to Order

**Summary:**

- The Chair announced to all, that this meeting was being recorded.

2. Approval of the July 18, 2024 Minutes. Approved.

Approval of the August 15, 2024 Agenda with an amendment to move Announcements before the Closed Session. Approved (8 Yes/0 No)

3. Staff Report

**Summary:**

The staff shared the July Monthly Complaint report.

A brief discussion was provided to clarify the process and visibility of complaints.

Action Item – To send the Special Legal Counsel and “cc” PAB members regarding PAB members filing complaints on behalf of the public. (Ron Wright)

4. Public Comments

There were no comments.

5. Introduction of guest speakers.

**Summary:**

Captain Nick Picerno – Montgomery County Department of Police, Special Operations Division.

Captain Picerno discussed the training, policy, and operational practices of Consent Searches.

• **Training and Background**

- Instructor – Retire Judge Allen
- The 4<sup>th</sup> Amendment and consent searches (searches without warrants are deemed inadmissible).
  - direct evidence of coercion, circumstantial evidence of coercion, circumstantial evidence of voluntariness, and circumstantial evidence bearing on the suspect’s state of mind.
- Constitutional Law – Consent must be Freely Involuntary (1 on 1)
  - Scope of Search is prohibited to location
  - Drawn Consent –
  - Cellphone consent requires a lot of work

- Officer must use the word “search”
  - Stress the importance of not violating search due to suppressed evidence.
- Policy :
  - Provisions added to inform the public of their rights to deny consent to search.
  - Prohibit the extension of traffic stops without reasonable suspicions, actions, or witness of illegal activity.
- Advance Roadside Impaired Driving Enforcement (ARIDE) – Law Enforcement Officers are trained to observe, identify, and articulate signs of impairment.
- Maryland Standard Credentials

A discussion of data collection, benchmarks, demographics, and the value of consent searches was reviewed.

6. Announcements

Motion to accept the PAB September 5 virtual-only meeting and PAB 3<sup>rd</sup> Quarterly Chiefs meeting on September 19. Approved (6 Yes/0 No)

7. Motion to move to Closed Session:

Motion to reinstate trial board member. Approved (5 Yes, 1 No, 1 Abstain)

Action Item: To send a notification letter to trial board member. (PAB Staff)

8. Adjournment

Bishop Paul Walker, Chair