

MEMORANDUM

June 21, 2023

TO: Joint Economic Development & Public Safety Committee

FROM: Susan J. Farag, Legislative Analyst

SUBJECT: Executive Regulation 04-23: Police-Private Security Camera Incentive Program

PURPOSE: Review and Vote on Proposed Regulation

Today, the Joint Committee will review the proposed Executive Regulation 04-23. Those expected to attend the worksession include:

Chief Marcus Jones, Montgomery County Police Department (MCPD)
Lt. Dan Helton, Management Services Bureau, MCPD

Background

Last year, the Council passed Bill 14-22,¹ which establishes a private security camera incentive program within the Montgomery County Police Department. The purpose of the program is to deter crime by incentivizing the installation of security cameras in geographic areas experiencing relatively high incidences of crime. Since the pandemic, certain types of crime have increased. In the first quarter of 2023, violent crime increased by 7% and non-violent crime increased by 3% over the same period in 2022. There is ongoing community interest in the program. Over the past year, the Council has received several calls and letters from residents seeking information on the program. The District of Columbia has a similar program.²

This program permits a voluntary co-production of public safety between community members and police. While such voluntary collaboration may help improve police legitimacy in the community, the use of surveillance technology may also raise privacy concerns. At the public hearing on the bill, the Council received testimony expressing those concerns, as well as several recommendations for minimizing unnecessary or intrusive recording. Several of the recommendations have been adopted in the bill and regulation, including businesses posting clear

¹ [Bill 14-22 - Police – Private Security Camera Incentive Program – Established](#)

² [Washington, DC Private Security Camera Rebate Program](#)

notice of cameras, and all applicants positioning cameras so that they do not unnecessarily view and record someone else's private property.

Under the program, an individual, business, or nonprofit organization may apply to MCPD to receive a voucher or rebate to offset the cost of a security camera on the applicant's property. The property must be within a "priority area" designated by the Police Chief.

The bill defines "priority area" as "one or more police districts identified by the Chief as needing additional security cameras based upon public safety indicators, including crime levels." The Chief must promulgate regulations to carry out the program. Additionally, the Chief is required to report to the Council annually regarding the implementation of the program, including the number and amount of rebates and vouchers awarded, and the efficacy of the program.

The bill requires regulations to address:

- (1) the methodology used to identify a priority area;
- (2) the permissible collection, dissemination, use, and disposal of images recorded by a security camera purchased under the program; and
- (3) minimum standards for security cameras purchased under the program.

Proposed Executive Regulation 04-23

The proposed regulation implements the private security camera rebate program established by Bill 14-22. The regulation was advertised in the February 2023 Register and no comments were received. It was introduced at Council on June 13, 2023, and may be approved under Method (2). Under Method (2) if the Council does not approve, disapprove, or extend the time for consideration within 60 calendar days, the regulation automatically takes effect.

Individuals, businesses, or nonprofit organizations may participate in the program. Applicants must register online, at which time they will be able to determine whether they live or conduct business in a priority area. Applicants must purchase and install their cameras before applying for the rebate.

Applicants agree in writing that the security camera must not be used for the purpose of recording private property not owned by the applicant, and if the applicant is a business or a nonprofit organization, the applicant agrees in writing to post notice prominently to alert visitors of the existence of the security camera(s).

The Department will reimburse eligible applications up to \$250 for one camera per qualifying individual applicant, and up to \$1,250 for five cameras for qualifying business or nonprofit applicants. Rebates may not exceed the actual cost of the cameras. The rebate program is subject to appropriation. In FY24, the Executive recommended \$511,000 to fund the first year of the program. The Council approved \$255,000 for the program. The funding could provide reimbursement for approximately 1,020 cameras.

As required by the statute, the proposed regulation specifies:

- 1) The methodology used to identify a priority area:

“One or more police districts identified by the Police Chief as needing additional security cameras based upon public safety indicators, including crime levels.”

- 2) The permissible collection, dissemination, use and disposal of the images recorded by a security camera purchased under the program:

“The Department will not automatically have access to video from cameras purchased under this program. The Department may have access to live or recorded video with the express permission of the applicant or through other legal mechanism.”

“The collection, dissemination, and use of video by the Department will be for official law enforcement purposes. Efforts will be made to ensure anonymity of the Applicant.”

- 3) Minimum standards for security cameras purchased under the program.

“Security camera systems shall meet minimum technical and video quality specifications published on the Department’s application website and must retain video footage for at least seven (7) days. Security camera systems shall be installed on the exterior of a building and shall be weatherproof.”

Program Implementation

The Department expects to start the program this summer. It has the staffing and resources to build a web-based application system. Once the applicant’s purchase is verified by the Police Department, the Department of Finance will issue the rebate.

Potential Discussion Questions

1. The proposed regulation does not explicitly state the Department’s video disposal policy. Is it the same as existing evidence protocols? If not, what is it, and will it be specified in departmental policy?
2. What safety protocols will be in place to prohibit unauthorized access or use of video footage?
3. The statute defines a priority area as one or more police districts identified by the Chief as needing additional security cameras based upon public safety indicators, including crime levels. When will the Department specify eligible police districts?
4. Are there plans to provide online information and the application process in more than one language?
5. Will there be a contact phone number or email available for public questions about the program?
6. State and federal aid may be available to help fund the program. Has the Department explored any grant funding opportunities? Would this program be eligible for FEMA reimbursement funding?
7. How does the Department plan to measure success?

This staff report contains:

Transmittal Memo

Draft Executive Regulation (clean)

Draft Executive Regulation (bracketed)

Draft Executive Regulation as advertised in the February 2023 Register

Fiscal Impact Statement

Bill 14-22

Circle #

©1-2

©3-6

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©15-16

©17-21




OFFICE OF THE COUNTY EXECUTIVE

Marc Elrich
County Executive

MEMORANDUM

May 30, 2023

TO: Evan Glass, President
Montgomery County Council

FROM: Marc Elrich, County Executive 

SUBJECT: Executive Regulation 04-23: Police-Private Security Camera Incentive Program

Bill 14-22 was enacted by the County Council on July 26, 2022 to establish a private security camera incentive program within the Montgomery County Police Department. This new law specifies the eligibility rules and administrative requirements for the program. Executive Regulation 04-23 sets the implementation process of the police-private security camera incentive program for qualifying residents, businesses, and nonprofits. It may be adopted under Method (2).

Enclosed for your review is the draft Executive Regulation 04-23, Police – Private Security Camera Incentive Program as posted in the February 2023 edition of the County Register. The regulation establishes the appropriate definitions, general provisions, application, priority areas, security camera specification, verification of security camera installation, and rebate issuance necessary for successful program implementation.

Also enclosed is a revised version of the regulation incorporating minor punctuation changes and grammatical corrections, as well as adding clarifying language in Section B (2)(a)(b), (5), and (6). None of these modifications resulted in any material change to the Regulation as posted in the County Register, and no public comments were received during the comment period.

If you have any questions, please contact Lt. Dan Helton, Management Services Bureau - Executive Officer, Montgomery County Police Department at 240-773-5043 or dan.helton@montgomerycountymd.gov.

Executive Regulation 04-23: Police-Private Security Camera Incentive Program

May 30, 2023

Page 2 of 2

MGJ:bt

Enclosures: Executive Regulation 04-23 – Police - Private Security Camera Incentive Program

(clean and marked copy)

Executive Regulation 04-23 as advertised in February 2023 Register

Bill 14-22, Police – Private Security Camera Incentive Program – Established

cc: Lt. Dan Helton, Management Services Bureau, Montgomery County Police Department

Haley Roberts, Associate County Attorney, Office of the County Attorney



MONTGOMERY COUNTY EXECUTIVE REGULATION

Offices of the County Executive • 101 Monroe Street • Rockville, Maryland 20850

Subject Montgomery County Code Section 35-13(e), Police-Private Security Camera Incentive Program	Number 04-23
Originating Department Department of Police	Effective Date

Montgomery County Regulation on

POLICE-PRIVATE SECURITY CAMERA INCENTIVE PROGRAM

Issued by: County Council

Regulation No. 04-23

Authority: Montgomery County Code (2014) Section 35-13C

Council Review: Method (2) under Code Section 35-13C(e)

Register Vol 40, No. 2

Effective Date: _____

Comment Deadline: February 24, 2023

Summary: This regulation establishes the implementation of the police-private security camera incentive program for qualifying residents.

Staff Contact: Lt. Dan Helton
Management Services Bureau
240-773-5043

Address: Montgomery County Department of Police
100 Edison Park Drive
Gaithersburg, Maryland 20878

Background: The purpose of Bill 14-22 is to deter and solve crime by incentivizing the installation of security cameras in geographic areas experiencing relatively high incidents of crime.

Section A. Definitions

1. Applicant – an owner or lessee of a property, to include a business, nonprofit organization or residence located in a priority area.
2. Department – Defined as the Montgomery County Department of Police.
3. Priority Area – One or more police districts identified by the Police Chief as needing additional security cameras based upon public safety indicators, including crime levels.



MONTGOMERY COUNTY EXECUTIVE REGULATION

Offices of the County Executive • 101 Monroe Street • Rockville, Maryland 20850

Subject Montgomery County Code Section 35-13(e), Police-Private Security Camera Incentive Program	Number 04-23
Originating Department Department of Police	Effective Date

- 4. *Qualifying Resident* – An owner or tenant of a property that is used as a residence, business, or a nonprofit organization. Property is located within a priority area.
- 5. *Security Camera* – An outside surveillance camera system with functioning digital video recording capability, that is installed on the property owned or leased by an individual, business, or nonprofit organization.

Section B. General Provisions

- 1. This regulation implements the private security camera incentive rebate program, which establishes an incentive for property owners and lessees, business owners, and nonprofit organizations to install an outdoor security camera that is intended to help deter crime and assist law enforcement with investigations.
- 2. An Applicant is eligible for a rebate:
 - a. Of a monetary value up to two hundred fifty dollars (\$250), provided that the amount of the rebate shall not be more than the cost of the purchase of the camera and subject to appropriation; and
 - b. The maximum rebates in this section shall be limited to one (1) security camera per qualifying residence, up to five (5) security cameras per qualifying business address, or up to five (5) security cameras per qualifying nonprofit organization address.
- 3. The Applicant’s property must be within a Priority Area designated by the Police Chief.
- 4. To be eligible for the rebate, the Applicant must participate in this camera program once established by the Department.
- 5. The Department will not automatically have access to video from cameras purchased under this program. The Department may have access to live or recorded video with the express permission of the applicant or through other legal mechanism.
- 6. By participating in this program, the Applicant will comply with all applicable federal, state, and local laws and regulations, to include electrical code requirements. If Applicant is a tenant of a building, the Applicant will comply with all applicable building and lease requirements.
- 7. The Applicant agrees in writing (electronically) that the security camera must not be used for the sole purpose of recording private property not owned or leased by the Applicant.
- 8. If the Applicant is a business or nonprofit organization, the Applicant agrees in writing (electronically) to post notice prominently to alert visitors of the existence of the security camera.
- 9. Permissible collection, dissemination, use, and disposal of images recorded by a security camera purchased under the program.
 - a. The collection, dissemination and use of video by the Department will be for official law enforcement purposes. Efforts will be made to ensure anonymity of the Applicant.



MONTGOMERY COUNTY EXECUTIVE REGULATION

Offices of the County Executive • 101 Monroe Street • Rockville, Maryland 20850

Subject Montgomery County Code Section 35-13(e), Police-Private Security Camera Incentive Program	Number 04-23
Originating Department Department of Police	Effective Date

Section C. Application

1. An Applicant shall submit a security camera application on the form prescribed by the Department
2. A completed application shall include:
 - a. The completed form prescribed by the Department;
 - b. Proof of purchase of an applicable security camera;
 - c. Make, Model, and Serial Number of the security camera; and
 - d. Verification of the installation of the security camera system.
3. Upon the determination that an Applicant has complied with all the requirements, and subject to the availability of funds, the applicable rebate amount shall be provided to the Applicant.

Section D. Priority Areas

1. The Department's camera application website will allow the Applicant to determine if the property is within an eligible priority area. Priority areas will be evaluated annually.

Section E. Security Camera Specification

1. Security camera systems shall meet minimum technical and video quality specifications published on the Department's application website and must retain video footage for at least seven (7) days.
2. Security camera systems shall be installed on the exterior of a building and shall be weatherproof.

Section F. Verification of Security Camera Installation

1. A security camera system shall be verified as installed before it is eligible for the rebate.
2. An Applicant shall verify installation by the following means:
 - a. If the security camera system is installed by a business with a valid Business License that is engaged in the installation of security systems, the business shall certify the installation of the camera system at the property, including photographic evidence; or
 - b. If the security camera system is installed by the property owner, business owner, or another person without a valid Business License, the Applicant shall notify the Department for an on-site visit to verify the installation of the security camera system.



MONTGOMERY COUNTY EXECUTIVE REGULATION

Offices of the County Executive • 101 Monroe Street • Rockville, Maryland 20850

Subject Montgomery County Code Section 35-13(e), Police-Private Security Camera Incentive Program	Number 04-23
Originating Department Department of Police	Effective Date

Section G. Rebate Issuance

1. Upon the determination that an Applicant has complied with all the requirements, and subject to the availability of funds, the applicable rebate amount shall be processed by the Montgomery County Government Finance Department and the funds sent to the Applicant at the address provided on the application form.

Approved:




 Marc Elrich, County Executive

5/30/2023

 Date

APPROVED AS TO FORM AND LEGALITY
 Office of the County Attorney


 _____ 5/11/2023
 Haley M. Roberts
 Associate County Attorney



MONTGOMERY COUNTY EXECUTIVE REGULATION

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Subject Montgomery County Code Section 35-13(e), Police-Private Security Camera Incentive Program	Number 04-23
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Montgomery County Regulation on

POLICE-PRIVATE SECURITY CAMERA INCENTIVE PROGRAM

Issued by: County Council

Regulation No. 04-23

Authority: Montgomery County Code (2014) Section 35-13C

Council Review: Method (2) under Code Section 35-13C(e)

Register Vol 40, No. 2

Effective Date: _____

Comment Deadline: February 24, 2023

Summary: This regulation establishes the implementation of the police-private security camera incentive program for qualifying residents.

Staff Contact: Lt. Dan Helton
Management Services Bureau
240-773-5043

Address: Montgomery County Department of Police
100 Edison Park Drive
Gaithersburg, Maryland 20878

Background: The purpose of Bill 14-22 is to deter and solve crime by incentivizing the installation of security cameras in geographic areas experiencing relatively high incidents of crime.

Section A. Definitions

1. Applicant – an owner or lessee of a property, to include a business, nonprofit organization or residence located in a priority area.
2. Department – Defined as the Montgomery County Department of Police.
3. Priority Area – One or more police districts identified by the Police Chief as needing additional security cameras based upon public safety indicators, including crime levels.



MONTGOMERY COUNTY EXECUTIVE REGULATION

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Subject Montgomery County Code Section 35-13(e), Police-Private Security Camera Incentive Program	Number 04-23
Originating Department Department of Police	Effective Date

- 4. Qualifying Resident – An owner or tenant of a property that is used as a residence, business, or a nonprofit organization. Property is located within a priority area.
- 5. Security Camera – An outside surveillance camera system with functioning digital video recording capability, that is installed on the property owned or leased by an individual, business, or nonprofit organization.

Section B. General Provisions

- 1. This regulation implements the private security camera incentive rebate program, which establishes an incentive for property owners and lessees, business owners, and nonprofit organizations to install an outdoor security camera that is intended to help deter crime and assist law enforcement with investigations.
- 2. An Applicant is eligible for a rebate:
 - a. Of a monetary value up to two hundred fifty dollars (\$250), provided that the amount of the rebate shall not be more than the cost of the purchase of the camera and subject to appropriation; and
 - b. The maximum rebates in this section shall be limited to one (1) security camera per qualifying residence, up to five (5) security cameras per qualifying business address, or up to five (5) security cameras per qualifying nonprofit organization address.
- 3. The Applicant’s property must be within a Priority Area designated by the Police Chief.
- 4. To be eligible for the rebate, the Applicant must participate in this camera program once established by the Department.
- 5. The Department will not automatically have access to video from cameras purchased under this program. The Department may have access to live or recorded video with the express permission of the applicant or through other legal mechanism.
- 6. By participating in this program, the Applicant will comply with all applicable federal, state, and local laws and regulations, to include electrical code requirements. If Applicant is a tenant of a building, the Applicant will comply with all applicable building and lease requirements.
- 7. The Applicant agrees in writing (electronically) that the security camera must not be used for the sole purpose of recording private property not owned or leased by the Applicant.
- 8. If the Applicant is a business or nonprofit organization, the Applicant agrees in writing (electronically) to post notice prominently to alert visitors of the existence of the security camera.
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 - b. Proof of purchase of an applicable security camera;
 - c. Make, Model, and Serial Number of the security camera; and
 - d. Verification of the installation of the security camera system.
3. Upon the determination that an Applicant has complied with all the requirements, and subject to the availability of funds, the applicable rebate amount shall be provided to the Applicant.

Section D. Priority Areas

1. The Department's camera application website will allow the Applicant to determine if the property is within an eligible priority area. Priority areas will be evaluated annually.

Section E. Security Camera Specification

1. Security camera systems shall meet minimum technical and video quality specifications published on the Department's application website and must retain video footage for at least seven (7) days.
2. Security camera systems shall be installed on the exterior of a building and shall be weatherproof.

Section F. Verification of Security Camera Installation

1. A security camera system shall be verified as installed before it is eligible for the rebate.
2. An Applicant shall verify installation by the following means:
 - a. If the security camera system is installed by a business with a valid Business License that is engaged in the installation of security systems, the business shall certify the installation of the camera system at the property, including photographic evidence; or
 - b. If the security camera system is installed by the property owner, business owner, or another person without a valid Business License, the Applicant shall notify the Department for an on-site visit to verify the installation of the security camera system.



MONTGOMERY COUNTY EXECUTIVE REGULATION

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Subject Montgomery County Code Section 35-13(e), Police-Private Security Camera Incentive Program	Number 04-23
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Section G. Rebate Issuance

1. Upon the determination that an Applicant has complied with all the requirements, and subject to the availability of funds, the applicable rebate amount shall be processed by the Montgomery County Government Finance Department and the funds sent to the Applicant at the address provided on the application form.

Approved:

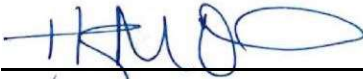


 Marc Elrich, County Executive

5/30/2023

 Date

APPROVED AS TO FORM AND LEGALITY
Office of the County Attorney


 _____ 5/11/2023
 Haley M. Roberts
Associate County Attorney



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Subject Montgomery County Code Section 35-13(e), Police-Private Security Camera Incentive Program	Number 04-23
Originating Department Department of Police	Effective Date

Montgomery County Regulation on

POLICE-PRIVATE SECURITY CAMERA INCENTIVE PROGRAM

Issued by: County Council

Regulation No. 4-23

Authority: Montgomery County Code (2014) Section 35-13C

Council Review Method (2) Under Code Section 35-13C(e)

Register Vol 40, No. 2

Effective Date: _____

Comment Deadline: February 24, 2023

Summary: This regulation establishes the implementation of the police-private security camera incentive program for qualifying residents.

Staff Contact: Lt. Dan Helton
Management Services Bureau
240-773-5043

Address: Montgomery County Department of Police
100 Edison Park Drive
Gaithersburg, Maryland 20878

Background: The purpose of Bill 14-22 is to deter and solve crime by incentivizing the installation of security cameras in geographic areas experiencing relatively high incidents of crime.

Section A. Definitions

1. Security Camera- An outdoor surveillance camera system with functioning digital video recording capability, that is installed on the property owned or leased by an individual, business, or nonprofit organization.
2. Qualifying Resident- An owner or tenant of a property that is used as a residence, business, or a nonprofit organization. Property is located within a priority area.



MONTGOMERY COUNTY EXECUTIVE REGULATION

Offices of the County Executive • 101 Monroe Street • Rockville, Maryland 20850

Subject Montgomery County Code Section 35-13(e), Police-Private Security Camera Incentive Program	Number 04-23
Originating Department Department of Police	Effective Date

3. Priority Area- One or more police districts identified by the Police Chief as needing additional security cameras based upon public safety indicators, including crime levels.
4. Department- defined as the Montgomery County Department of Police

Section B. General Provisions

1. This regulation implements the private security camera incentive rebate program, which establishes an incentive for property owners, business owners, and nonprofit organizations to install an outdoor security camera that is intended to help deter crime and assist law enforcement with investigations.
2. An owner or tenant of a property that is used as a residence, business, or nonprofit organization (the Applicant) is eligible for a rebate:
 - a. Subject to appropriation - up to two hundred dollars (\$250), provided that the amount of the rebate shall not be more than the cost of the purchase of the camera; and
 - b. The maximum rebates in this section shall be limited to only one (1) security camera per property address. (For example, in a mixed-use building, if the residential portion has an address of 1234 First Street, and the commercial portion has an address of 1234-A First Street.)
3. The Applicant's property must be within a Priority Area designated by the Police Chief.
4. To be eligible for the rebate, the Applicant must participate in this camera program once established by the Department.
5. As part of this program, the Montgomery County will not have access to live video from the camera.
6. By participating in this program, the Applicant will comply with all applicable federal, state, and local laws and regulations, to include electrical code requirements. If Applicant is a tenant of a building, the Applicant will comply with all applicable building requirements.
7. The Applicant agrees in writing (electronically) that the security camera must not be used for the purpose of recording private property not owned by the Applicant.
8. If the Applicant is a business or non-profit organization, the Applicant agrees in writing (electronically) to post notice prominently to alert visitors of the existence of the security camera.
9. Permissible collection, dissemination, use, and disposal of images recorded by a security camera purchased under the program.
 - a. The collection, dissemination and use of video by the Department will be for official law enforcement purposes. Efforts will be made to ensure anonymity of the Applicant.

Section C. Application

1. An Applicant shall submit a security camera application on the form prescribed by the Department.



MONTGOMERY COUNTY EXECUTIVE REGULATION

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Subject Montgomery County Code Section 35-13(e), Police-Private Security Camera Incentive Program	Number 04-23
Originating Department Department of Police	Effective Date

2. A completed application shall include:
 - a. The completed form prescribed by the Department;
 - b. Proof of purchase of an applicable security camera;
 - c. Make, Model, and Serial Number of the security camera;
 - d. Verification of the installation of the security camera system.
3. Upon the determination that an Applicant has complied with all the requirements, and subject to the availability of funds, the applicable rebate amount shall be provided to the Applicant.

Section D. Priority Areas

1. The Department’s camera application website will allow the Applicant to determine if the property is within an eligible priority area. Priority areas will be evaluated annually.

Section E. Security Camera Specification

1. Security camera systems shall meet minimum technical and video quality specifications published on the Department’s application website, and must retain video footage for at least seven (7) days.
2. Security camera systems shall be installed on the exterior of a building and shall be weatherproof.

Section F. Verification of Security Camera Installation

1. A security camera system shall be verified as installed before it is eligible for the rebate.
2. An Applicant shall verify installation by the following means:
 - a. If the security camera system is installed by a business with a valid Business License that is engaged in the installation of security systems, the business shall certify the installation of the camera system at the property, including photographic evidence; or
 - b. If the security camera system is installed by the property owner, business owner, or another person without a valid Business License, the Applicant shall notify the Department for an on-site visit to verify the installation of the security camera system.

Section G. Rebate Issuance



MONTGOMERY COUNTY EXECUTIVE REGULATION

Offices of the County Executive • 101 Monroe Street • Rockville, Maryland 20850

Subject Montgomery County Code Section 35-13(e), Police-Private Security Camera Incentive Program	Number 04-23
Originating Department Department of Police	Effective Date

1. Upon the determination that an Applicant has complied with all the requirements, and subject to the availability of funds, the applicable rebate amount shall be processed by the Montgomery County Government Finance Department and the funds sent to the Applicant at the address provided on the application form.

Approved:

Marc Elrich, County Executive

Date

APPROVED AS TO FORM AND LEGALITY

Office of the County Attorney

02/09/2023

Haley M. Roberts

Associate County Attorney



Fiscal Impact Statement

Office of Management and Budget

Executive Regulation 04-23

Police - Private Security Camera Incentive Program

Regulation Summary

This regulation implements the private security camera incentive program for qualifying individuals and businesses. The executive regulation establishes a \$250 maximum reimbursement for the installation of a camera subject to appropriation and a limit of one camera per property address. The regulation also establishes an application process, identifies a verification process for installation, and creates other requirements for program participation.

Fiscal Impact Summary

Expenditures under the regulation are subject to Council appropriation for the program. The FY24 Council Approved Budget includes \$255,000 to support the program. Demand for the program is contingent on the number of eligible individuals, businesses, and non-profit organizations, and future years reflect full implementation. While the Department may seek Federal or State funding to support the program, revenues are not expected to be impacted at this time.

Fiscal Year	2024	2025	2026	2027	2028	2029	Total
Personnel Costs	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Operating Expenses	\$255,000	\$501,000	\$501,000	\$501,000	\$501,000	\$501,000	\$2,760,000
Total Expenditures	\$255,000	\$501,000	\$501,000	\$501,000	\$501,000	\$501,000	\$2,760,000
Revenues	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Impact	(\$255,000)	(\$501,000)	(\$501,000)	(\$501,000)	(\$501,000)	(\$501,000)	(\$2,760,000)
FTE	0.00	0.00	0.00	0.00	0.00	0.00	

Expenditures for the next six years will depend on Council appropriation. The FY24 Council Approved Budget includes \$255,000 to support half-year implementation of the program. Assuming full-year implementation is provided in FY25 and beyond, expenditures increase to \$501,000 in FY25 and beyond. This funding level includes \$10,000 in year one for web development to create the online form for submission tracking and recording payments and \$1,000 for advertising in the out-years.

Fiscal Impact Analysis

Should the funding level provided for the incentives be significantly higher than the amount assumed in this statement, then there would likely be additional administrative and information technology costs associated with implementing the program.

The executive regulation is not expected to impact County revenues.

Staff Impact

Under the assumption of a limited appropriation for incentives, management and administration of this program can be absorbed into the existing MCPD staffing complement. However, if the amount provided for incentives is significantly higher than what is assumed in this analysis, new software and significant staffing increases could be needed.



Actuarial Analysis

The regulation is not expected to impact retiree pension or group insurance costs.

Information Technology Impact

Assuming an annual funding level in the range of \$500,000, it is not expected that changes to IT systems would be required beyond the initial system development. A higher funding level that provides for greater participation in the program could require software enhancements to collect and compile program applicants, approvals and denials of applications, reimbursement amounts, and relevant program user data.

Other Information

Later actions that may impact revenue or expenditures if future spending is projected

The regulation does not authorize future spending.

Contributors

Darren E. Francke, Montgomery County Department of Police
Dale Phillips, Montgomery County Department of Police
Derrick D. Harrigan, Office of Management and Budget



Clerk’s Note: To correct an error, the Bill Effective Date of “August 8, 2022” was changed to “November 7, 2022”.

Bill No. 14-22
Concerning: Police – Private Security
Camera Incentive Program -
Established
Revised: 7/25/2022 Draft No. 2
Introduced: June 14, 2022
Enacted: July 26, 2022
Executive: August 8, 2022
Effective: November 7, 2022
Sunset Date: _____
Ch. 27, Laws of Mont. Co. 2022

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

Lead Sponsors: Councilmembers Rice and Katz and Council President Albornoz
Co-Sponsor: Councilmembers Jawando, Navarro, Hucker, and Friedson

AN ACT to:

- (1) establish a private security camera incentive program within the Montgomery County Police Department;
- (2) specify eligibility rules and administrative requirements for the program; and
- (3) generally amend the law regarding policing and programs to support public security.

By adding
Montgomery County Code
Chapter 35, Police
Section 35-13C

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

1 **Sec 1. Section 35-13C is added as follows:**

2 **35-13C. Private Security Camera Incentive Program.**

3 (a) Definitions. In this Section, the following terms have the meanings
 4 indicated.

5 Chief means the Montgomery County Police Chief or the Chief's
 6 designee.

7 Department means the Montgomery County Police Department.

8 Priority area means one or more police districts identified and published
 9 by the Chief as needing additional security cameras based upon public
 10 safety indicators, including crime levels.

11 Program means the private security camera incentive program
 12 established under this Section.

13 Security camera means an outdoor surveillance camera system, with
 14 functioning digital video recording capability, that is installed on property
 15 owned or leased by an individual, business, or nonprofit organization.

16 (b) Program established. There is a private security camera incentive
 17 program within the Department.

18 (c) Criteria to receive a rebate or voucher. An owner or lessee of a property
 19 may qualify to receive a rebate or voucher under the program if:

20 (1) the applicant is an individual, business, or nonprofit organization;

21 (2) the property is located within a priority area;

22 (3) the applicant agrees in writing that the security camera must not be
 23 used for the purpose of recording private property not owned by
 24 the applicant;

25 (4) if the applicant is a business or a non-profit organization, the
 26 applicant agrees in writing to post notice prominently to alert
 27 visitors of the existence of the security camera;

28 ~~[(3)]~~ (5) the rebate or voucher is used solely to offset the costs of a
 29 security camera;

30 ~~[(4)]~~ (6) the application is submitted in the form and manner
 31 prescribed by the Chief; and

32 ~~[(5)]~~ (7) the security camera is purchased and installed after the
 33 effective date of this Section.

34 (d) *Funding and limitations.*

35 (1) The amount of a rebate or voucher under the program must not
 36 exceed the purchase cost of a security camera.

37 (2) Rebates and vouchers provided under the program are subject to
 38 appropriation.

39 (3) The Department may seek federal or state funding to support the
 40 program.

41 (e) *Regulations.* ~~[[The]]~~ Prior to implementation of the program, the Chief
 42 ~~[[may]]~~ must, in consultation with stakeholders including victims and
 43 racially and ethnically diverse residents, promulgate Method (2)
 44 regulations to implement the requirements of this Section. The
 45 regulations must address:

46 (1) the methodology used to identify a priority area;

47 (2) the permissible collection, dissemination, use, and disposal of
 48 images recorded by a security camera purchased under the
 49 program; and

50 (3) minimum standards for security cameras purchased under the
51 program.

52 (f) Annual report. The Chief must report to the Council annually regarding
53 the implementation of the program, including the number and amount of
54 rebates and vouchers awarded, and the efficacy of the program.

Approved:



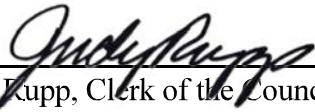
Gabriel Albornoz, President, County Council
7/28/2022
Date

Approved:



Marc Elrich, County Executive
8/8/2022
Date

This is a correct copy of Council action.



Judy Kupp, Clerk of the Council
8/8/2022
Date