

587. SAME -- COMMENCEMENT OF PROCEEDINGS; INVESTIGATION.

(A) COMMENCEMENT.

SUBJECT TO THE PROVISIONS OF THIS SECTION, THE BOARD SHALL COMMENCE PROCEEDINGS UNDER § 586 OF THIS SUBTITLE ON THE SUPERINTENDENT'S OWN COMPLAINT OR ON THE COMPLAINT OF ANY PERSON.

(B) FORM AND FILING OF COMPLAINT.

(1) A COMPLAINT SHALL:

(I) BE IN WRITING AND SIGNED BY THE COMPLAINANT; AND

(II) STATE SPECIFICALLY THE FACTS ON WHICH THE COMPLAINT IS BASED.

(2) IF THE COMPLAINT IS MADE BY ANY PERSON OTHER THAN THE SUPERINTENDENT, THE COMPLAINT SHALL:

(I) BE MADE UNDER OATH BY THE PERSON WHO FILES THE COMPLAINT; AND

(II) BE FILED WITH THE SUPERINTENDENT.

(C) INVESTIGATION.

(1) ON RECEIPT OF A COMPLAINT THAT ALLEGES FACTS THAT ARE GROUNDS FOR ACTION UNDER § 586 OF THIS SUBTITLE, THE SUPERINTENDENT SHALL APPOINT AN OFFICER OF THE MARYLAND STATE POLICE, OF THE RANK OF LIEUTENANT OR ABOVE, AS THE INVESTIGATING OFFICER FOR THE COMPLAINT.

(2) THE INVESTIGATING OFFICER MAY ASSIGN RESPONSIBILITY FOR CONDUCTING THE INVESTIGATION TO OTHER MEMBERS OF THE MARYLAND STATE POLICE.

(D) FINDINGS OF INVESTIGATIVE OFFICER.

(1) ON CONCLUSION OF THE INVESTIGATION, THE INVESTIGATING OFFICER SHALL DETERMINE IF THERE IS A REASONABLE BASIS TO BELIEVE THAT THERE ARE GROUNDS FOR DISCIPLINARY ACTION UNDER § 586 OF THIS SUBTITLE AGAINST THE CERTIFICATION APPLICANT OR CERTIFIED SECURITY GUARD.

(2) IF THE INVESTIGATING OFFICER FINDS A REASONABLE BASIS UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE SUPERINTENDENT SHALL ACT ON THE COMPLAINT AS PROVIDED UNDER § 588 OF THIS SUBTITLE.

588. SAME -- HEARING.

(A) RIGHT TO A HEARING.