

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 17-0170

Introduced by: Councilmembers Sneed, Scott, Dorsey, Burnett, Bullock, Cohen, Middleton,
Clarke, Henry, Pinkett

Introduced and read first time: December 4, 2017

Assigned to: Labor Committee

Committee Report: Favorable and amended

Council action: Adopted

Read second time: February 26, 2018

AN ORDINANCE CONCERNING

City Officials – Residency Requirements

FOR the purpose of establishing residency requirements for certain agency heads and at-will supervisory employees; providing a certain qualified, short-term exception; defining certain terms; providing for the prospective application of this Ordinance; and generally relating to residency requirements, as limited by State law, for City personnel.

BY authority of

State Code Article - General Provisions

Section 1-201

(2014 Volume and 2016 Supplement)

(As amended by Chapter 776, 2017 Acts of the General Assembly)

BY adding

Article 1 - Mayor, City Council, and Municipal Agencies

Section 7-10

Baltimore City Code

(Edition 2000)

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the Laws of Baltimore City read as follows:

Baltimore City Code

Article 1. Mayor, City Council, and Municipal Agencies

Subtitle 7. City Officers and Employees

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.
Underlining indicates matter added to the bill by amendment.
~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from existing law by amendment.

Council Bill 17-0170

1 **§ 7-10. RESIDENCY REQUIREMENTS FOR CITY OFFICIALS.**

2 (A) *DEFINITIONS.*

3 (1) *IN GENERAL.*

4 IN THIS SECTION, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

5 (2) *AGENCY.*

6 “AGENCY” MEANS ANY DEPARTMENT, ANY BUREAU OR DIVISION WITHIN A
7 DEPARTMENT, AND ANY BOARD, COMMISSION, AUTHORITY, COUNCIL, COMMITTEE,
8 OFFICE, OR OTHER UNIT OF CITY GOVERNMENT.

9 (3) *OFFICIAL.*

10 “OFFICIAL” MEANS:

11 (I) THE HEAD OF AN AGENCY WHO REPORTS DIRECTLY TO THE MAYOR; AND

12 (II) ANY AT-WILL SUPERVISORY EMPLOYEE WHO REPORTS DIRECTLY TO THE
13 MAYOR OR TO THE HEAD OF AN AGENCY.

14 (B) *RESIDENCY REQUIREMENTS.*

15 EVERY OFFICIAL:

16 (1) MUST BE A RESIDENT AND REGISTERED VOTER OF BALTIMORE CITY AT THE TIME
17 OF HIS OR HER APPOINTMENT, EXCEPT ONLY AS OTHERWISE AUTHORIZED BY
18 SUBSECTION (C) OF THIS SECTION; AND

19 (2) MUST REMAIN A RESIDENT AND REGISTERED VOTER OF BALTIMORE CITY
20 THROUGHOUT HIS OR HER ENTIRE TERM OF OFFICE.

21 (C) *QUALIFIED, SHORT-TERM EXCEPTION.*

22 (1) *IN GENERAL.*

23 SUBSECTION (B)(1) OF THIS SECTION DOES NOT APPLY TO AN OFFICIAL WHO, BEFORE
24 HER OR HIS APPOINTMENT, SIGNS A DECLARATION OF INTENT TO BECOME A CITY
25 RESIDENT AND REGISTERED VOTER WITHIN 6 MONTHS OF THE EFFECTIVE DATE OF HER
26 OR HIS APPOINTMENT.

27 (2) *TERMINATION FOR FAILURE TO TIMELY COMPLY.*

28 IF THE OFFICIAL FAILS TO ABIDE BY THIS DECLARATION OF INTENT WITHIN THE 6-
29 MONTH PERIOD, THE OFFICIAL’S APPOINTMENT IS AUTOMATICALLY TERMINATED AT
30 THE END OF THAT PERIOD.

Council Bill 17-0170

1 **SECTION 2. AND BE IT FURTHER ORDAINED**, That this Ordinance applies only prospectively
2 and may not be applied or interpreted to have any effect on or application to the continued
3 employment at the same level of any individual ~~employed by the City before the effective date of~~
4 who, before the effective date of this Ordinance, is employed by the City as an “official”, as that
5 term is defined in this Ordinance.

6 **SECTION 3. AND BE IT FURTHER ORDAINED**, That the catchlines contained in this Ordinance
7 are not law and may not be considered to have been enacted as a part of this or any prior
8 Ordinance.

9 **SECTION 4. AND BE IT FURTHER ORDAINED**, That this Ordinance takes effect on the 30th day
10 after the date it is enacted.

Certified as duly passed this _____ day of _____, 20__

President, Baltimore City Council

Certified as duly delivered to Her Honor, the Mayor,

this _____ day of _____, 20__

Chief Clerk

Approved this _____ day of _____, 20__

Mayor, Baltimore City