

**Introduced by:** The Council President

**At the request of:** The Administration (Department of Finance)

**Prepared by:** Department of Legislative Reference

**Date:** April 19, 2017

**Referred to:** BUDGET AND APPROPRIATIONS Committee

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

CITY COUNCIL 17-0067

A BILL ENTITLED

AN ORDINANCE concerning

**Supplementary State Fund Operating Appropriation –  
State's Attorney – \$1,190,562**

FOR the purpose of providing a Supplementary State Fund Operating Appropriation in the amount of \$1,190,562 to the State's Attorney – Service 786 (Victim Witness Services), to provide funding for the development and implementation of strategies specifically intended to provide assistance to victims of crime in the City of Baltimore; and providing for a special effective date.

BY authority of

Article VI - Board of Estimates  
Section 8(b)(2) and (c)  
Baltimore City Charter  
(1996 Edition)

**\*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**

- |   |   |
|---|---|
| <input type="checkbox"/> Baltimore City Public School System                | <input type="checkbox"/> Department of Public Works               |
| <input type="checkbox"/> Baltimore Development Corporation                  | <input type="checkbox"/> Department of Real Estate                |
| <input checked="" type="checkbox"/> City Solicitor                          | <input type="checkbox"/> Department of Recreation and Parks       |
| <input type="checkbox"/> Comptroller's Office                               | <input type="checkbox"/> Department of Transportation             |
| <input type="checkbox"/> Department of Audits                               | <input type="checkbox"/> Fire Department                          |
| <input checked="" type="checkbox"/> Department of Finance                   | <input type="checkbox"/> Health Department                        |
| <input type="checkbox"/> Department of General Services                     | <input type="checkbox"/> Mayor's Office of Employment Development |
| <input type="checkbox"/> Department of Housing and Community Development    | <input type="checkbox"/> Mayor's Office of Human Services         |
| <input type="checkbox"/> Department of Human Resources                      | <input type="checkbox"/> Mayor's Office of Information Technology |
| <input type="checkbox"/> Department of Planning                             | <input type="checkbox"/> Office of the Mayor                      |
| <input checked="" type="checkbox"/> Other: <i>State's Attorney's office</i> | <input type="checkbox"/> Police Department                        |
| <input type="checkbox"/> Other: _____                                       | <input type="checkbox"/> Other: _____                             |
| <input type="checkbox"/> Other: _____                                       | <input type="checkbox"/> Other: _____                             |

**Boards and Commissions**

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Board of Estimates                       | <input type="checkbox"/> Environmental Control Board                |
| <input type="checkbox"/> Board of Ethics                                     | <input type="checkbox"/> Fire & Police Employees' Retirement System |
| <input type="checkbox"/> Board of Municipal and Zoning Appeals               | <input type="checkbox"/> Labor Commissioner                         |
| <input type="checkbox"/> Comm. for Historical and Architectural Preservation | <input type="checkbox"/> Parking Authority Board                    |
| <input type="checkbox"/> Commission on Sustainability                        | <input type="checkbox"/> Planning Commission                        |
| <input type="checkbox"/> Employees' Retirement System                        | <input type="checkbox"/> Wage Commission                            |
| <input type="checkbox"/> Other: _____  | <input type="checkbox"/> Other: _____                               |
| <input type="checkbox"/> Other: _____  | <input type="checkbox"/> Other: _____                               |
| <input type="checkbox"/> Other: _____  | <input type="checkbox"/> Other: _____                               |

CITY OF BALTIMORE  
ORDINANCE **17-047**  
Council Bill 17-0067

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Introduced by: The Council President  
At the request of: The Administration (Department of Finance)  
Introduced and read first time: May 8, 2017  
Assigned to: Budget and Appropriations Committee

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Committee Report: Favorable  
Council action: Adopted  
Read second time: July 17, 2017

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AN ORDINANCE CONCERNING

1                                   **Supplementary State Fund Operating Appropriation –**  
2                                   **State’s Attorney – \$1,190,562**

3       FOR the purpose of providing a Supplementary State Fund Operating Appropriation in the  
4       amount of \$1,190,562 to the State’s Attorney – Service 786 (Victim Witness Services), to  
5       provide funding for the development and implementation of strategies specifically intended  
6       to provide assistance to victims of crime in the City of Baltimore; and providing for a special  
7       effective date.

8       BY authority of  
9       Article VI - Board of Estimates  
10       Section 8(b)(2) and (c)  
11       Baltimore City Charter  
12       (1996 Edition)

13                                   **Recitals**

14       The revenue appropriated by this Ordinance represents a grant from the Governor’s Office of  
15       Crime Control and Prevention in excess of the revenue relied on by the Board of Estimates in  
16       determining the tax levy required to balance the budget for Fiscal Year 2017.

17       That grant could not have been expected with reasonable certainty when the Ordinance of  
18       Estimates for Fiscal Year 2017 was formulated.

19       On May 3, 2017, the Board of Estimates recommended this appropriation to the City Council.

20       **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That**  
21       **\$1,190,562 shall be made available to the State’s Attorney – Service 786 (Victim Witness**  
22       **Services) as a Supplementary State Fund Operating Appropriation for Fiscal Year 2017, to**  
23       **provide funding for the development and implementation of strategies specifically intended to**

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 17-0067

1 provide assistance to victims of crime in the City of Baltimore. The source of revenue for this  
2 appropriation is the grant from the Governor's Office of Crime Control and Prevention in excess  
3 of the amount from this source that was relied on by the Board of Estimates in determining the  
4 tax levy required to balance the budget for Fiscal Year 2017.

5 SECTION 2. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect on the date it is  
6 enacted.

Certified as duly passed this \_\_\_\_\_ day of AUG 14 2017, 2017

  
\_\_\_\_\_  
President, Baltimore City Council

Certified as duly delivered to Her Honor, the Mayor,  
this \_\_\_\_\_ day of AUG 14 2017, 2017

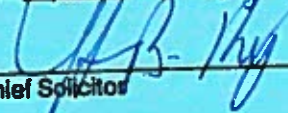
  
\_\_\_\_\_  
Chief Clerk

Approved this 23 day of August, 2017

  
\_\_\_\_\_  
Mayor, Baltimore City

Approved For Form and Legal Sufficiency

This 15<sup>th</sup> Day of August 2017.

  
\_\_\_\_\_  
Chief Solicitor

# BALTIMORE CITY COUNCIL BUDGET AND APPROPRIATIONS COMMITTEE VOTING RECORD

DATE: June 26, 2017

BILL #: 17-0067

BILL TITLE: Supplementary State Fund Operating Appropriation – State’s Attorney – \$1,190,562

MOTION BY: Pinkett      SECONDED BY: Henry

- FAVORABLE                       FAVORABLE WITH AMENDMENTS  
 UNFAVORABLE                       WITHOUT RECOMMENDATION

NAME	YEAS	NAYS	ABSENT	ABSTAIN
Costello, Eric - Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Pinkett, Leon - Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry, Bill	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Middleton, Sharon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott, Brandon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Schleifer, Isaac	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sneed, Shannon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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<b>TOTALS</b>	<b>7</b>	<b>-</b>	<b>-</b>	<b>-</b>

CHAIRPERSON: Eric Costello

COMMITTEE STAFF: Marguerite M. Currin Initials: M.M.C.



CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor

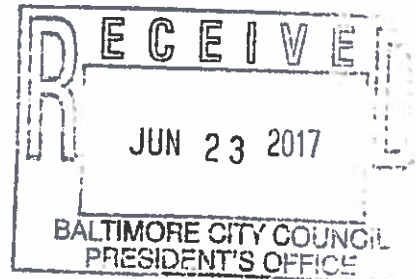


DEPARTMENT OF LAW

101 City Hall  
Baltimore, Maryland 21202

June 23, 2017

The Honorable President and Members  
of the Baltimore City Council  
Attn: Executive Secretary  
Room 409, City Hall  
100 N. Holliday Street  
Baltimore, Maryland 21202



Re: City Council Bill 17-0067 – Supplementary State Fund Operating  
Appropriation –State’s Attorney– \$1,190,562

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 17-0067 for form and legal sufficiency. The bill provides a Supplementary State Fund Operating Appropriation in the amount of \$1,190,562 to the Baltimore City State’s Attorney’s Office. The bill shall take effect on the date that it is enacted.

The City Charter establishes the criteria for making supplementary appropriations. City Charter, Art. VI, §8. Section 8(b)(2) of Article VI of the City Charter permits such a supplementary appropriation when it is made necessary by a government grant that could not reasonably have be anticipated at the time the Ordinance of Estimates was formulated. The supplementary appropriation must be recommended by the Board of Estimates and must be approved by the Mayor and City Council via an ordinance, which may only encompass a “single program, purpose, activity or project.” This is the appropriate method to accept this State grant from the Governor’s Office of Crime Control and Prevention.

The Law Department approves this bill for form and legal sufficiency.

Sincerely yours,

Elena R. DiPietro  
Chief Solicitor

cc: David Ralph, Acting City Solicitor  
Karen Stokes, Director, Office of Government Relations  
Kyron Banks, Mayor’s Legislative Liaison  
Hilary Ruley, Chief Solicitor  
Victor Tervalá, Chief Solicitor  
Jennifer Landis, Assistant Solicitor

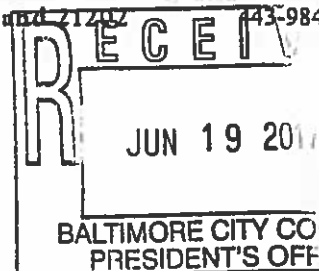




STATE'S ATTORNEY  
Marilyn J. Mosby



OFFICE of the STATE'S ATTORNEY for BALTIMORE CITY DIRECT DIAL  
120 East Baltimore Street | Baltimore, Maryland 21202 410-984-6000



June 9, 2017

The Honorable President and Members of the Baltimore City Council  
Room 409, City Hall  
100 North Holliday Street  
Baltimore, Maryland 21202

**Re: City Council Bill 17-0067 – Supplementary State Fund Operating Appropriation- State's Attorney- \$1,190,562**

Dear President and City Council Members:

I fully support City Council Bill 17-0067, which provides a Supplementary State Fund Operating Appropriation in the amount of \$1,190,562 to the State's Attorney's Office (SAO).

In 2016, the SAO received a record \$2.4 M grant from the Governor's Office of Crime Control Prevention (GOCCP) to serve victims and witnesses of crime in Baltimore City. This two-year grant is funded through the federal Crime Victims Fund and provides \$1,190,462 annually in FY2017 and FY2018. These funds support the following:

- 11 new positions in the SAO including five victim/witness advocates, two bilingual victim/witness advocates, two homicide witness coordinators, one VOCA project manager and one investigator
- 5 existing positions in the SAO including a victim/witness advocate for the Juvenile Division and staff for the Family Bereavement Center
- Access to the Language Line, a phone-based interpretation service, for all SAO staff
- Translation of the SAO's website into Spanish
- Parking for victims and witnesses of crime visiting the Victim/Witness Waiting Rooms located in the Mitchell Courthouse and the Juvenile Justice Center
- Victim-friendly renovations to the Victim/Witness Waiting Room in the Mitchell Courthouse
- Development and implementation of a victim/witness services database management system to track and report state and federally-mandated statistics
- Training for all staff in the SAO's Victim/Witness Unit

The Finance Department requires a Supplementary State Fund Operating Appropriation due to the large and unexpected nature of this grant award. Previously, Congress capped annual deductions from the federal Crime Victims Fund due to large fluctuations in annual deposits. These caps limited the amount of funds distributed to state coordinating offices, such as GOCCP, and thus the amount distributed to local agencies, such as the SAO. Congress' limits on annual deductions caused the Fund's balance to grow to more than \$10 B by 2015. As a result, Congress more than doubled the cap on deductions in FY2015 significantly increasing the amount available to state coordinating offices for distribution to local agencies.

In FY2016, due to the increase in the federal cap on deductions, GOCCP allowed agencies to request a 20% increase in grant funding while the agency planned how to best manage the increase in funds. As a result, the SAO's grant appropriation increased from \$226,504 in FY2015 to \$271,803 in FY2016. In FY2017, GOCCP removed all monetary limitations on applications enabling the SAO to apply for and receive \$1.19 M each in FY2017 and FY2018.

*Fav w/ comments*



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21 22 23 24 25 26 27 28 29 30 31 32



STATE'S ATTORNEY  
Marilyn J. Mosby



OFFICE of the STATE'S ATTORNEY for BALTIMORE CITY  
120 East Baltimore Street | Baltimore, Maryland 21202

DIRECT DIAL  
443-984-6000

By the time the Notice of Funding Availability (NOFA) was released by GOCCP for FY2017 lifting all monetary limitations on applications, the SAO's FY2017 General Fund budget had already been prepared and submitted. The SAO was thus unable to allocate funds accordingly to accommodate for the more than 430% increase in this particular grant. Thus, a Supplementary State Fund Operating Appropriation is now requested for the SAO to accept this grant award.

Thank you for your consideration of our testimony.

Sincerely,

A handwritten signature in cursive script that reads "Marilyn J. Mosby".

Marilyn J. Mosby  
State's Attorney for Baltimore City



10/10/10

STATE'S ATTORNEY  
Marilyn J. Mosby



OFFICE of the STATE'S ATTORNEY for BALTIMORE CITY  
120 East Baltimore Street | Baltimore, Maryland 21202

DIRECT DIAL  
443-984-6000

June 9, 2017

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Room 409, City Hall  
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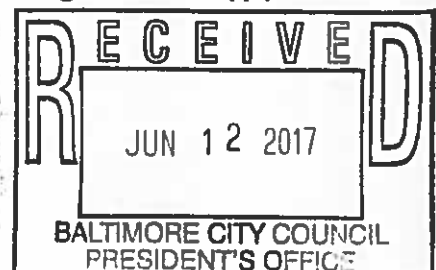
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STATE'S ATTORNEY  
Marilyn J. Mosby



OFFICE of the STATE'S ATTORNEY for BALTIMORE CITY  
120 East Baltimore Street | Baltimore, Maryland 21202

DIRECT DIAL  
443-984-6000

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Thank you for your consideration of our testimony.

Sincerely,


A handwritten signature in cursive script that reads "Marilyn J. Mosby".

Marilyn J. Mosby  
State's Attorney for Baltimore City





*AKK*, Deputy, for:

<b>FROM</b>	NAME & TITLE	Andrew Kleine, Chief	CITY of BALTIMORE <b>MEMO</b>	
	AGENCY NAME & ADDRESS	Bureau of the Budget and Management Research Room 432, City Hall (410) 396-4941		
	SUBJECT	City Council Bill #17-0067 – "Supplementary Operating Appropriation for State's Attorney, Victim/Witness Unit Grant"		

DATE:

TO

The Honorable President and  
Members of the City Council  
Room 400, City Hall

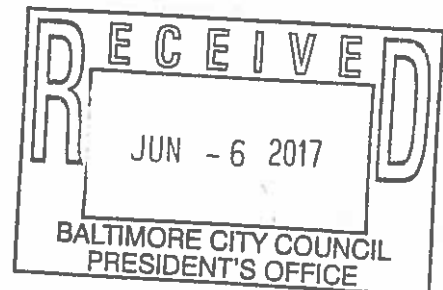
May 31<sup>st</sup>, 2017

City Council Bill #17-0067 has been introduced for the purpose of providing a supplementary State Fund appropriation in the amount of \$1,190,562.00 to the State's Attorney's Office, Service 786: Victim Witness Services, to provide funding for assistance to victims of crime in the State of Maryland.

Specifically, the funds will be used to develop a Victim/Witness Unit, which serves the victims and witnesses of crimes that occur in Baltimore City. Trained therapists and advocates will provide court support and accompaniment, individual and group counseling, relocation assistance, restitution assistance and liaison services with prosecutors, public defenders and law enforcement personnel. Funds will provide personnel salary and fringe benefits, equipment and training.

The source of the funding for these initiatives comes from the Maryland Governor's Office of Crime Control and Prevention (GOCCP). During Fiscal 2017 the State's Attorney's Office was not budgeted to accommodate this grant as part of its non-General Fund appropriation.

cc: Henry Raymond



*Comments*



1. 2. 3. 4.

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CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



OFFICE OF COUNCIL SERVICES

LARRY E. GREENE, Director
415 City Hall, 100 N. Holliday Street
Baltimore, Maryland 21202
410-396-7215 / Fax: 410-545-7596
email: larry.greene@baltimorecity.gov

HEARING NOTES

Bill: 17-0067

Supplementary State Fund Operating Appropriation – State’s Attorney - \$1,190,562

Committee: Budget and Appropriations
Chaired By: Councilmember Eric Costello

Hearing Date: Tuesday, June 26, 2017
Time (Beginning): 10:20 AM
Time (Ending): 10:35 AM
Location: Clarence "Du" Burns Chamber
Total Attendance: Approximately 40

Committee Members in Attendance:
Eric Costello Sharon Green Middleton
Brandon Scott Bill Henry
Leon Pinkett Isaac "Yitzy" Schleifer
Sharon Sneed

Bill Synopsis in the file? [X] yes [ ] no [ ] n/a
Attendance sheet in the file? [X] yes [ ] no [ ] n/a
Agency reports read? [X] yes [ ] no [ ] n/a
Hearing televised or audio-digitally recorded? [ ] yes [X] no [ ] n/a
Certification of advertising/posting notices in the file? [ ] yes [ ] no [X] n/a
Evidence of notification to property owners? [ ] yes [ ] no [X] n/a
Final vote taken at this hearing? [X] yes [ ] no [ ] n/a
Motioned by: Councilmember Pinkett
Seconded by: Councilmember Henry
Final Vote: Favorable

Major Speakers
(This is not an attendance record.)

- Lisa Smith, State’s Attorney Office



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**Major Issues Discussed**

- 1. The Chairman stated that this supplemental is not a part of the other three (3) bills listed on today's agenda.
- 2. The representative from the State's Attorney Office talked about the uses for the grant funding stating that "the grant would help ease some of the barriers for the victims. The grant funding will help with transportation and that she predicted more victims more likely will come forward."
- 3. Some committee members asked questions, stated concerns, and etc. Some highlights of same included:
  - o Is this grant for two (2) years? What happens and/or what is the strategy for when the two years are up?
  - o Are any of these services being provided now, before the grant funding?
  - o Prior to this grant were any of these services being provided by the State's Attorney Office?
  - o We hope we will continue to receive the grant funding; if not we must figure out a way to continue these vital services!
  - o Are there any measures or matrixes in place to show the effectiveness of the services?
  - o Parking for customers – How it be distributed and/or processed? **SEE FUTHER STUDY BELOW**

**Further Study**

Was further study requested?  Yes  No

If yes, describe. The representative from the State's Attorney Office is to research and report back to the committee the processes to be used for "Parking for customers."

**Committee Vote:**

- E. Costello: ..... Yea
- L. Pinkett: ..... Yea
- S. Middleton: ..... Yea
- I. Schleifer: ..... Yea
- S. Sneed: ..... Yea
- B. Scott: ..... Yea
- B. Henry: ..... Yea

*Marguerite M. Currin*

Marguerite M. Currin, Committee Staff

Date: June 27, 2017

cc: Bill File  
OCS Chrono File



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CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



OFFICE OF COUNCIL SERVICES

LARRY E. GREENE, Director  
415 City Hall, 100 N. Holliday Street  
Baltimore, Maryland 21202  
410-396-7215 / Fax: 410-545-7596  
email: larry.greene@baltimorecity.gov

## BILL SYNOPSIS

Committee: Budget and Appropriations

Bill 17-0067

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**Supplementary State Fund Operating Appropriation – State’s Attorney - \$1,190,562**

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**Sponsor:** *President Young at the request of the Department of Finance*

**Introduced:** *June 19, 2017*

**Purpose:**

For the purpose of providing a Supplementary State Fund Operating Appropriation in the amount of \$1,190,562 to the State’s Attorney – Service 786 (Victim Witness Services), to provide funding for the development and implementation of strategies specifically intended to provide assistance to victims of crime in the City of Baltimore; and providing for a special effective date.

**Effective:** On the date it is enacted.

**Hearing Date/Time/Location:** Monday, June 26, 2017/10:00 AM/Council Chambers

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### Agency Reports

Department of Law	
Department of Finance	Comments
State's Attorney Office	Favorable/Comments
Board of Estimates	Approved

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### Analysis

#### Current Law

Article VI - Board of Estimates, Section 8 - Ordinance of Estimates - Deficiencies and Supplementary Appropriations of the Baltimore City Charter governs the mandates for supplementary appropriations.

**§ 8. Deficiencies: Supplementary appropriations.**

**(b) Supplementary appropriations — when authorized.**

Except as provided herein, the Ordinance of Estimates shall include all the moneys to be appropriated by the City for all purposes for the fiscal year for which the ordinance is applicable. Additional appropriations shall be permitted during the fiscal year only in the following circumstances and under the following conditions:

**(2) Unanticipated grants.**

Grants from private or governmental sources which could not be expected with reasonable certainty at the time of the formulation of the proposed Ordinance of Estimates may be made available to the appropriate municipal agency for expenditure by a supplementary appropriation ordinance recommended to the City Council by the Board of Estimates, duly passed by the City Council by a majority vote of its members and approved by the Mayor.

**(c) Supplementary appropriations – Requisites of ordinance.**

Every such further or additional appropriation shall be embodied in a separate ordinance limited to a single program, purpose, activity or project therein stated, and each such supplementary appropriation ordinance shall also, anything contained in the Charter to the contrary notwithstanding, provide the revenue necessary to pay the appropriation by a source, other than the full rate property tax, imposed under the authority of Article II. The revenue shall be levied and collected as directed in the ordinance. The estimate of the revenues to be derived from any source proposed in a supplementary appropriation ordinance shall be made by the Board of Estimates.

### Background

This funding comes through a grant from the State of Maryland; the Governor's Office of Crime Control Prevention (GOCCP). Per the Office of the State's Attorney the funding will be used for:

- Eleven (11) new positions in the SAO
  - 5 advocates
  - 2 bilingual advocates
  - 2 homicide witness coordinators
  - 1 project manager, and
  - 1 investigator
- Will Support 5 existing positions
- Access to the Language Line, phone-based and for all SAO staff
- Upgrades to website
- Parking for customers
- Developing and implementation of database, and
- Training

Council Bill 17-0067, upon the approval of the City Council and Mayor will complete the process necessary to allow these funds to be allocated to the State's Attorney Office.

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### Additional Information

**Fiscal Note:** None

**Information Source(s):** City Charter, Council Bill 17-0067 and all agency reports received as of this writing.

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Analysis by: *Marguerite M. Currin*  
Analysis Date: Marguerite M. Currin  
June 22, 2017

Direct Inquiries to: 443-984-3485

**CITY OF BALTIMORE  
COUNCIL BILL 17-0067  
(First Reader)**

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Introduced by: The Council President  
At the request of: The Administration (Department of Finance)  
Introduced and read first time: May 8, 2017  
Assigned to: Budget and Appropriations Committee

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REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Finance, Board of Estimates, Baltimore City State's Attorney's Office

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Supplementary State Fund Operating Appropriation –**  
3 **State's Attorney – \$1,190,562**

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8 effective date.

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11 Section 8(b)(2) and (c)  
12 Baltimore City Charter  
13 (1996 Edition)

14 **Recitals**

15 The revenue appropriated by this Ordinance represents a grant from the Governor's Office of  
16 Crime Control and Prevention in excess of the revenue relied on by the Board of Estimates in  
17 determining the tax levy required to balance the budget for Fiscal Year 2017.

18 That grant could not have been expected with reasonable certainty when the Ordinance of  
19 Estimates for Fiscal Year 2017 was formulated.

20 On May 3, 2017, the Board of Estimates recommended this appropriation to the City Council.

21 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That**  
22 **\$1,190,562 shall be made available to the State's Attorney – Service 786 (Victim Witness**  
23 **Services) as a Supplementary State Fund Operating Appropriation for Fiscal Year 2017, to**  
24 **provide funding for the development and implementation of strategies specifically intended to**


EXPLANATION: CAPITALS indicate matter added to existing law.  
[Brackets] indicate matter deleted from existing law.

**Council Bill 17-0067**

1 provide assistance to victims of crime in the City of Baltimore. The source of revenue for this  
2 appropriation is the grant from the Governor's Office of Crime Control and Prevention in excess  
3 of the amount from this source that was relied on by the Board of Estimates in determining the  
4 tax levy required to balance the budget for Fiscal Year 2017.

5 **SECTION 2. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is  
6 enacted.

Avery

<b>FROM</b>	NAME & TITLE	Kyron Banks, Legislative Liaison <i>KB (S)</i>	CITY of BALTIMORE  <b>MEMO</b>	
	AGENCY NAME & ADDRESS	Mayor's Office of Government Relations City Hall, Room 228		
	SUBJECT	<b>Bill Introduction for the Administration</b>		

DATE: April 18, 2017

TO Avery Aisenstark, Director, Department of Legislative Reference

An Ordinance Concerning:

**Supplementary State Fund Operating Appropriation, \$1,190,562 – State's Attorney's Office**

Please prepare the attached for introduction at the City Council meeting scheduled for Monday, April 24, 2017. This bill is introduced at the request of the Administration (Department of Finance). Please return legislation to this office when completed.

If you have any questions regarding this legislation, please contact Andrew Kleine at 410.396.5944.

Thank you.

KB/sw

Attachment

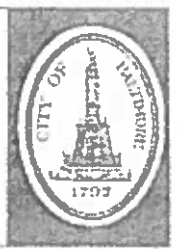
cc: Karen Stokes, Director, Mayor's Office of Government Relations



*Deputy, for:*

<b>FROM</b>	NAME & TITLE	Andrew Kleine, Chief
	AGENCY NAME & ADDRESS	Bureau of the Budget and Management Research Room 432, City Hall (410) 396-4941
	SUBJECT	AAO #32: Supplementary Operating Appropriation of \$1,190,562 for GOCCP Victim/Witness Unit Grant

CITY OF  
BALTIMORE  
**MEMO**



DATE:

March 8, 2017

TO

The Honorable President and Members  
of the Board of Estimates

Dear President and Members:

**ACTION REQUESTED OF B/E:**

The Board of Estimates is requested to approve a State fund operating supplemental appropriation in the Office of the State's Attorney for Baltimore City, Service 786: Victim Witness Services, for a grant award from The State of Maryland – Governor's Office of Crime Control and Prevention for assisting with developing and implementing strategies specifically intended to provide assistance to victims of crime in the State of Maryland. The grant period is from October 1, 2016 through September 30, 2018.

**AMOUNT OF MONEY AND SOURCE OF FUNDS:**

The source of funds for this appropriation (\$1,190,562) will come from The Governor's Office of Crime Control and Prevention.

**BACKGROUND AND EXPLANATION:**

The Office of the State's Attorney for Baltimore City will use the grant funds to assist in developing and implementing strategies specifically intended to provide assistance to victims of crime in the State of Maryland. The Victim/Witness Unit serves the victims and witnesses of all crimes that occur in Baltimore City. The trained therapists and advocates in the Victim/Witness Unit provide court support and accompaniment, individual and group counseling, relocation assistance, restitution assistance and liaison services with prosecutors, public defenders and law enforcement personnel. Funds will provide personnel salary and fringe benefits, equipment and training.

This grant was already approved by the Board of Estimates on November 30, 2016.

**MBE/WBE PARTICIPATION:**

N/A

**BALTIMORE CITY RESIDENTS FIRST (BCRF):**

BCRF Applicable:  yes  no

APPROVED BY BOARD OF ESTIMATES  
*Shanece W. Taylor*

DATE **MAY 03 2017** CLERK

APPROVED FOR FUNDS  
MAR 8 2017  
BUDGET & MGMT. RESEARCH





**INTRODUCTORY\***  
**CITY OF BALTIMORE**  
**COUNCIL BILL \_\_\_\_\_**

APPROVED FOR FORM STYLE AND TENTUAL SUBPENC
5-3-17
DIST. LEGISLATIVE REFERENCE

Introduced by: The Council President  
At the request of: The Administration (Department of Finance)

A BILL ENTITLED

AN ORDINANCE concerning

**Supplementary State Fund Operating Appropriation –  
State’s Attorney – \$1,190,562**

FOR the purpose of providing a Supplementary State Fund Operating Appropriation in the amount of \$1,190,562 to the State’s Attorney – Service 786 (Victim Witness Services), to provide funding for the development and implementation of strategies specifically intended to provide assistance to victims of crime in the City of Baltimore; and providing for a special effective date.

BY authority of  
Article VI - Board of Estimates  
Section 8(b)(2) and (c)  
Baltimore City Charter  
(1996 Edition)

**Recitals**

The revenue appropriated by this Ordinance represents a grant from the Governor’s Office of Crime Control and Prevention in excess of the revenue relied on by the Board of Estimates in determining the tax levy required to balance the budget for Fiscal Year 2017.

That grant could not have been expected with reasonable certainty when the Ordinance of Estimates for Fiscal Year 2017 was formulated.

On May 3, 2017, the Board of Estimates recommended this appropriation to the City Council.

**SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That \$1,190,562 shall be made available to the State’s Attorney – Service 786 (Victim Witness Services) as a Supplementary State Fund Operating Appropriation for Fiscal Year 2017, to provide funding for the development and implementation of strategies specifically intended to provide assistance to victims of crime in the City of Baltimore. The source of revenue for this appropriation is the grant from the Governor’s Office of Crime Control and Prevention in excess of the amount from this source that was relied on by the Board of Estimates in determining the tax levy required to balance the budget for Fiscal Year 2017.

**SECTION 2. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is enacted.

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

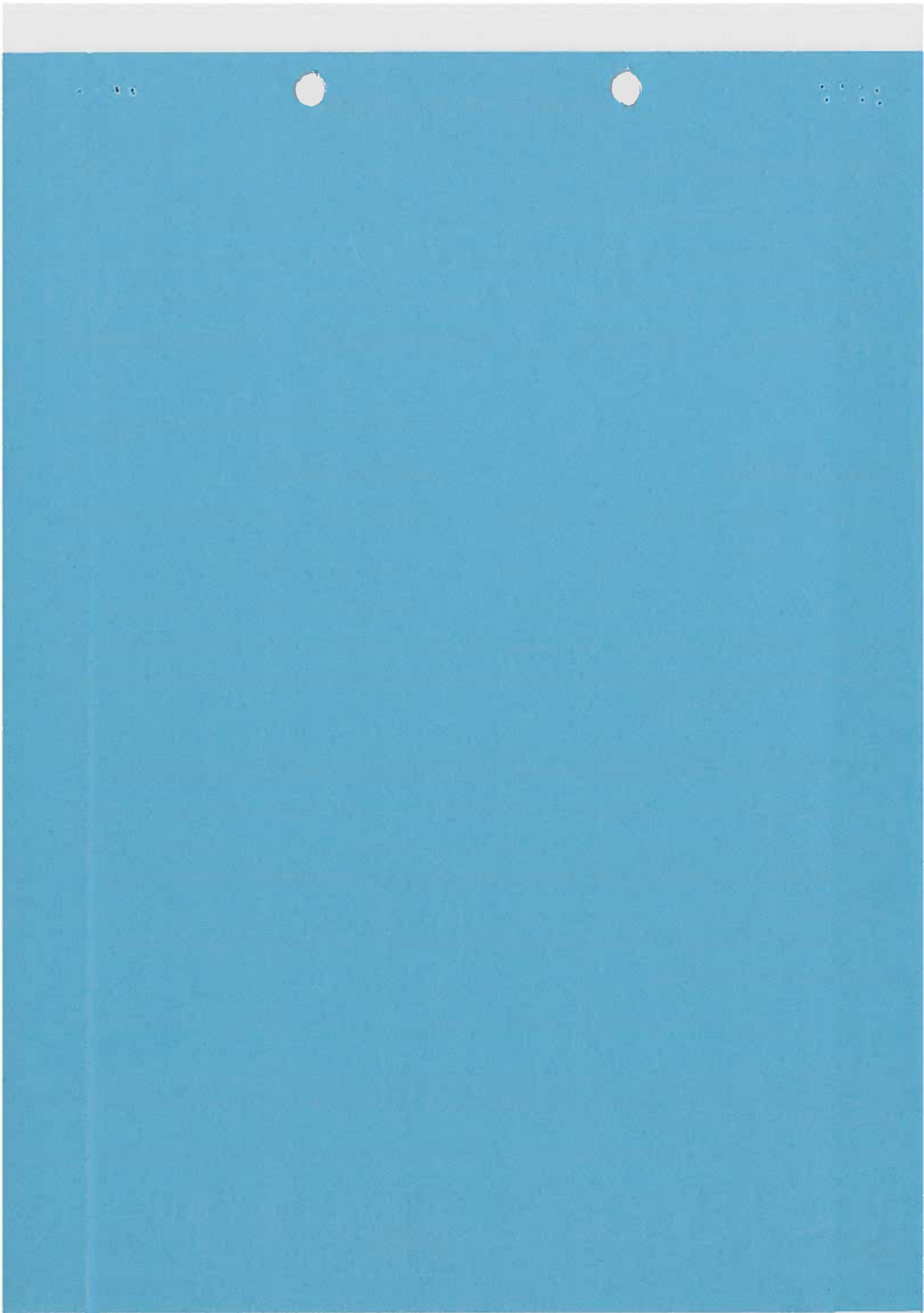


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Vertical text on the right edge, possibly a page number or reference code, oriented vertically.



**ACTION BY THE CITY COUNCIL**

MAY 08 2017

FIRST READING (INTRODUCTION) \_\_\_\_\_ 20 \_\_\_\_\_

PUBLIC HEARING HELD ON June 26, 2017 \_\_\_\_\_ 20 \_\_\_\_\_

COMMITTEE REPORT AS OF July 17, 2017 \_\_\_\_\_ 20 \_\_\_\_\_

FAVORABLE \_\_\_\_\_ UNFAVORABLE \_\_\_\_\_ FAVORABLE AS AMENDED \_\_\_\_\_ WITHOUT RECOMMENDATION

C-V-CA  
\_\_\_\_\_ 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:

JUL 17 2017  
20

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

THIRD READING \_\_\_\_\_ AUG 14 2017  
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.

[Signature]  
\_\_\_\_\_  
President

[Signature]  
\_\_\_\_\_  
Chief Clerk

CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor

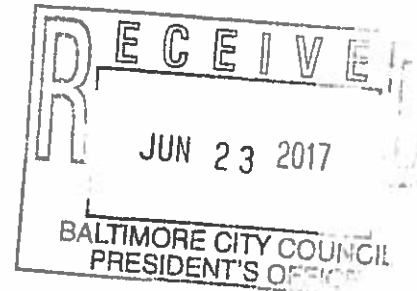


DEPARTMENT OF LAW

101 City Hall  
Baltimore, Maryland 21202

June 23, 2017

The Honorable President and Members  
of the Baltimore City Council  
Attn: Executive Secretary  
Room 409, City Hall  
100 N. Holliday Street  
Baltimore, Maryland 21202



Re: City Council Bill 17-0067 – Supplementary State Fund Operating  
Appropriation –State’s Attorney– \$1,190,562

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 17-0067 for form and legal sufficiency. The bill provides a Supplementary State Fund Operating Appropriation in the amount of \$1,190,562 to the Baltimore City State’s Attorney’s Office. The bill shall take effect on the date that it is enacted.

The City Charter establishes the criteria for making supplementary appropriations. City Charter, Art. VI, §8. Section 8(b)(2) of Article VI of the City Charter permits such a supplementary appropriation when it is made necessary by a government grant that could not reasonably have be anticipated at the time the Ordinance of Estimates was formulated. The supplementary appropriation must be recommended by the Board of Estimates and must be approved by the Mayor and City Council via an ordinance, which may only encompass a “single program, purpose, activity or project.” This is the appropriate method to accept this State grant from the Governor’s Office of Crime Control and Prevention.

The Law Department approves this bill for form and legal sufficiency.

Sincerely yours,

Elena R. DiPietro  
Chief Solicitor

cc: David Ralph, Acting City Solicitor  
Karen Stokes, Director, Office of Government Relations  
Kyrone Banks, Mayor’s Legislative Liaison  
Hilary Ruley, Chief Solicitor  
Victor Tervalo, Chief Solicitor  
Jennifer Landis, Assistant Solicitor



STATE'S ATTORNEY  
Marilyn J. Mosby

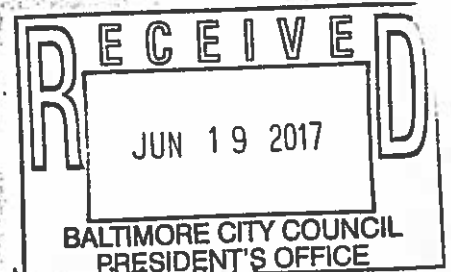


OFFICE of the STATE'S ATTORNEY for BALTIMORE CITY  
120 East Baltimore Street | Baltimore, Maryland 21202

DIRECT DIAL  
443-984-6000

June 9, 2017

The Honorable President and Members of the Baltimore City Council  
Room 409, City Hall  
100 North Holliday Street  
Baltimore, Maryland 21202



Re: City Council Bill 17-0067 – Supplementary State Fund Operating Appropriation – State's Attorney- \$1,190,562

Dear President and City Council Members:

I fully support City Council Bill 17-0067, which provides a Supplementary State Fund Operating Appropriation in the amount of \$1,190,562 to the State's Attorney's Office (SAO).

In 2016, the SAO received a record \$2.4 M grant from the Governor's Office of Crime Control Prevention (GOCCP) to serve victims and witnesses of crime in Baltimore City. This two-year grant is funded through the federal Crime Victims Fund and provides \$1,190,462 annually in FY2017 and FY2018. These funds support the following:

- 11 new positions in the SAO including five victim/witness advocates, two bilingual victim/witness advocates, two homicide witness coordinators, one VOCA project manager and one investigator
- 5 existing positions in the SAO including a victim/witness advocate for the Juvenile Division and staff for the Family Bereavement Center
- Access to the Language Line, a phone-based interpretation service, for all SAO staff
- Translation of the SAO's website into Spanish
- Parking for victims and witnesses of crime visiting the Victim/Witness Waiting Rooms located in the Mitchell Courthouse and the Juvenile Justice Center
- Victim-friendly renovations to the Victim/Witness Waiting Room in the Mitchell Courthouse
- Development and implementation of a victim/witness services database management system to track and report state and federally-mandated statistics
- Training for all staff in the SAO's Victim/Witness Unit

The Finance Department requires a Supplementary State Fund Operating Appropriation due to the large and unexpected nature of this grant award. Previously, Congress capped annual deductions from the federal Crime Victims Fund due to large fluctuations in annual deposits. These caps limited the amount of funds distributed to state coordinating offices, such as GOCCP, and thus the amount distributed to local agencies, such as the SAO. Congress' limits on annual deductions caused the Fund's balance to grow to more than \$10 B by 2015. As a result, Congress more than doubled the cap on deductions in FY2015 significantly increasing the amount available to state coordinating offices for distribution to local agencies.

In FY2016, due to the increase in the federal cap on deductions, GOCCP allowed agencies to request a 20% increase in grant funding while the agency planned how to best manage the increase in funds. As a result, the SAO's grant appropriation increased from \$226,504 in FY2015 to \$271,803 in FY2016. In FY2017, GOCCP removed all monetary limitations on applications enabling the SAO to apply for and receive \$1.19 M each in FY2017 and FY2018.

fav w/ comments

RECEIVED  
HARRISON-ALLEN  
BALTIMORE, MD. U.S.A.



STATE'S ATTORNEY  
Marilyn J. Mosby



OFFICE of the STATE'S ATTORNEY for BALTIMORE CITY  
120 East Baltimore Street | Baltimore, Maryland 21202

DIRECT DIAL  
443-984-6000

By the time the Notice of Funding Availability (NOFA) was released by GOCCP for FY2017 lifting all monetary limitations on applications, the SAO's FY2017 General Fund budget had already been prepared and submitted. The SAO was thus unable to allocate funds accordingly to accommodate for the more than 430% increase in this particular grant. Thus, a Supplementary State Fund Operating Appropriation is now requested for the SAO to accept this grant award.

Thank you for your consideration of our testimony.

Sincerely,

A handwritten signature in cursive script that reads "Marilyn J. Mosby".

Marilyn J. Mosby  
State's Attorney for Baltimore City



STATE'S ATTORNEY  
Marilyn J. Mosby



OFFICE of the STATE'S ATTORNEY for BALTIMORE CITY  
120 East Baltimore Street | Baltimore, Maryland 21202

DIRECT DIAL  
443-984-6000

June 9, 2017

The Honorable President and Members of the Baltimore City Council  
Room 409, City Hall  
100 North Holliday Street  
Baltimore, Maryland 21202

**Re: City Council Bill 17-0067 – Supplementary State Fund Operating Appropriation- State's Attorney- \$1,190,562**

Dear President and City Council Members:

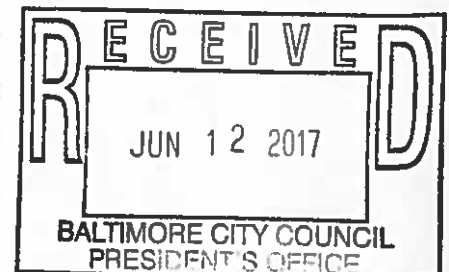
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In FY2016, due to the increase in the federal cap on deductions, GOCCP allowed agencies to request a 20% increase in grant funding while the agency planned how to best manage the increase in funds. As a result, the SAO's grant appropriation increased from \$226,504 in FY2015 to \$271,803 in FY2016. In FY2017, GOCCP removed all monetary limitations on applications enabling the SAO to apply for and receive \$1.19 M each in FY2017 and FY2018.



81



STATE'S ATTORNEY  
Marilyn J. Mosby



OFFICE of the STATE'S ATTORNEY for BALTIMORE CITY  
120 East Baltimore Street | Baltimore, Maryland 21202

DIRECT DIAL  
443-984-6000

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Thank you for your consideration of our testimony.

Sincerely,


A handwritten signature in cursive script that reads "Marilyn J. Mosby".

Marilyn J. Mosby  
State's Attorney for Baltimore City

11

11

*AK Kleine, Deputy, for:*

<b>FROM</b>	NAME & TITLE	Andrew Kleine, Chief	CITY of BALTIMORE <b>MEMO</b>	
	AGENCY NAME & ADDRESS	Bureau of the Budget and Management Research Room 432, City Hall (410) 396-4941		
	SUBJECT	City Council Bill #17-0067 – "Supplementary Operating Appropriation for State's Attorney, Victim/Witness Unit Grant"		

DATE:

TO

The Honorable President and  
Members of the City Council  
Room 400, City Hall

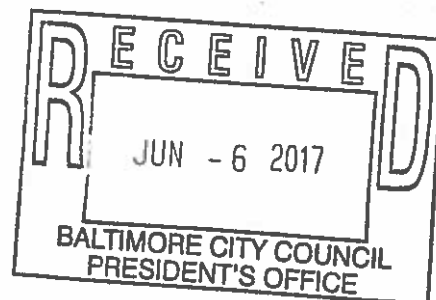
May 31<sup>st</sup>, 2017

City Council Bill #17-0067 has been introduced for the purpose of providing a supplementary State Fund appropriation in the amount of \$1,190,562.00 to the State's Attorney's Office, Service 786: Victim Witness Services, to provide funding for assistance to victims of crime in the State of Maryland.

Specifically, the funds will be used to develop a Victim/Witness Unit, which serves the victims and witnesses of crimes that occur in Baltimore City. Trained therapists and advocates will provide court support and accompaniment, individual and group counseling, relocation assistance, restitution assistance and liaison services with prosecutors, public defenders and law enforcement personnel. Funds will provide personnel salary and fringe benefits, equipment and training.

The source of the funding for these initiatives comes from the Maryland Governor's Office of Crime Control and Prevention (GOCCP). During Fiscal 2017 the State's Attorney's Office was not budgeted to accommodate this grant as part of its non-General Fund appropriation.

cc: Henry Raymond



*Comments*

RECEIVED  
JAN 20 1971  
STATE OF CALIFORNIA  
SACRAMENTO  
DISTRICT OFFICE

100-100000-100000



**CITY OF BALTIMORE  
COUNCIL BILL 17-0067  
(First Reader)**

---

Introduced by: The Council President

At the request of: The Administration (Department of Finance)

Introduced and read first time: May 8, 2017

Assigned to: Budget and Appropriations Committee

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REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Finance, Board of Estimates, Baltimore City State's Attorney's Office

---

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Supplementary State Fund Operating Appropriation –**  
3 **State's Attorney – \$1,190,562**

4 FOR the purpose of providing a Supplementary State Fund Operating Appropriation in the  
5 amount of \$1,190,562 to the State's Attorney – Service 786 (Victim Witness Services), to  
6 provide funding for the development and implementation of strategies specifically intended  
7 to provide assistance to victims of crime in the City of Baltimore; and providing for a special  
8 effective date.

9 BY authority of  
10 Article VI - Board of Estimates  
11 Section 8(b)(2) and (c)  
12 Baltimore City Charter  
13 (1996 Edition)

14 **Recitals**

15 The revenue appropriated by this Ordinance represents a grant from the Governor's Office of  
16 Crime Control and Prevention in excess of the revenue relied on by the Board of Estimates in  
17 determining the tax levy required to balance the budget for Fiscal Year 2017.

18 That grant could not have been expected with reasonable certainty when the Ordinance of  
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20 On May 3, 2017, the Board of Estimates recommended this appropriation to the City Council.

21 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That**  
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EXPLANATION: CAPITALS indicate matter added to existing law.  
[Brackets] indicate matter deleted from existing law.

**Council Bill 17-0067**

1 provide assistance to victims of crime in the City of Baltimore. The source of revenue for this  
2 appropriation is the grant from the Governor's Office of Crime Control and Prevention in excess  
3 of the amount from this source that was relied on by the Board of Estimates in determining the  
4 tax levy required to balance the budget for Fiscal Year 2017.

5 **SECTION 2. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is  
6 enacted.

**INTRODUCTORY\***

**CITY OF BALTIMORE  
COUNCIL BILL 17-0067**

Introduced by: The Council President  
At the request of: The Administration (Department of Finance)

A BILL ENTITLED

AN ORDINANCE concerning

**Supplementary State Fund Operating Appropriation –  
State’s Attorney – \$1,190,562**

*Budget*  
*Law*  
*Finance*  
*BOE*  
*State*  
*Att.*

FOR the purpose of providing a Supplementary State Fund Operating Appropriation in the amount of \$1,190,562 to the State’s Attorney – Service 786 (Victim Witness Services), to provide funding for the development and implementation of strategies specifically intended to provide assistance to victims of crime in the City of Baltimore; and providing for a special effective date.

BY authority of

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Baltimore City Charter  
(1996 Edition)

**Recitals**

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



**CITY OF BALTIMORE**  
**ORDINANCE**  
**Council Bill 17-0067**

---

Introduced by: The Council President  
At the request of: The Administration (Department of Finance)  
Introduced and read first time: May 8, 2017  
Assigned to: Budget and Appropriations Committee  
Committee Report: Favorable  
Council action: Adopted  
Read second time: July 17, 2017

---

**AN ORDINANCE CONCERNING**

**Supplementary State Fund Operating Appropriation –  
State’s Attorney – \$1,190,562**

FOR the purpose of providing a Supplementary State Fund Operating Appropriation in the amount of \$1,190,562 to the State’s Attorney – Service 786 (Victim Witness Services), to provide funding for the development and implementation of strategies specifically intended to provide assistance to victims of crime in the City of Baltimore; and providing for a special effective date.

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(1996 Edition)

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**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 17-0067**

1 provide assistance to victims of crime in the City of Baltimore. The source of revenue for this  
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5 **SECTION 2. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is  
6 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