



Legislation Details (With Text)

File #: 20-0491 **Version:** 0 **Name:** Charter Amendment - City Auditor - Powers and Duties

Type: Mayor and City Council Res. **Status:** Enacted

File created: 2/10/2020 **In control:** Mayor

On agenda: **Final action:** 6/22/2020

Enactment date: **Enactment #:** 20-22

Title: Charter Amendment - City Auditor - Powers and Duties
For the purpose of authorizing the City Auditor to issue subpoenas to certain individuals and entities; requiring the City Auditor to provide a copy of certain completed audit reports to the agency audited; and submitting this amendment to the qualified voters of the City for adoption or rejection.

Sponsors: Bill Henry, Mayor Brandon M. Scott, Ryan Dorsey, Kristerfer Burnett, John T. Bullock, Zeke Cohen, Mary Pat Clarke, Sharon Green Middleton, Leon F. Pinkett, III, Shannon Sneed, Isaac "Yitzy" Schleifer, Edward Reisinger

Indexes: Charter Amendment, City Auditor

Code sections:

Attachments: 1. 20-0491~1st Reader, 2. Law 20-0491, 3. Finance 20-0491, 4. Comptroller 20-0491, 5. 20-0491~3rd Reader, 6. Signed Ordinance 20-0491

Date	Ver.	Action By	Action	Result
6/22/2020	0	City Council	Enacted with no signature from Mayor (passage of 3 council meetings)	
5/11/2020	0	City Council	Approved and Sent to the Mayor	
4/27/2020	0	City Council	3rd Reader, for final passage	
4/27/2020	0	Equity and Structure Committee	Recommended Favorably	
4/21/2020	0	Equity and Structure Committee	Recommended Favorably	Pass
4/13/2020	0	Equity and Structure Committee	Worksession	
3/12/2020	0	Equity and Structure Committee	Worksession	
3/6/2020	0	Equity and Structure Committee	Worksession	
2/27/2020	0	Equity and Structure Committee	Worksession	
2/13/2020	0	The City Council	Refer to Dept. of Finance	
2/13/2020	0	The City Council	Refer to Office of the Comptroller	
2/13/2020	0	The City Council	Refer to City Solicitor	
2/10/2020	0	City Council	Assigned	
2/10/2020	0	City Council	Introduced	
2/10/2020	0	Equity and Structure Committee	Scheduled for a Public Hearing	

Introductory*

**City of Baltimore
Council Bill _____
(Resolution)**

(Charter Amendment)

Introduced by: Councilmember Henry

A Resolution Entitled

A Resolution of the Mayor and City Council concerning
Charter Amendment - City Auditor - Powers and Duties

For the purpose of authorizing the City Auditor to issue subpoenas to certain individuals and entities; requiring the City Auditor to provide a copy of certain completed audit reports to the agency audited; and submitting this amendment to the qualified voters of the City for adoption or rejection.

By proposing an amendment to

Article V - Comptroller

Section(s) 8 and 11(e)

Baltimore City Charter

(1996 Edition)

Section 1. Be it resolved by the Mayor and City Council of Baltimore, That the City Charter is proposed to be amended to read as follows:

Baltimore City Charter

Article V - Comptroller

§ 8. Department of Audits - General powers and duties.

(a) *In general.*

In accordance with generally accepted government auditing standards and State and federal law, the City Auditor:

- (1) shall at appropriate intervals conduct an audit of the financial transactions of every municipal agency, except the Department of Audits;
- (2) shall conduct an annual audit of all accounts, revenues, and receipts of the City;
- (3) shall conduct biennial audits of principal agencies, as provided in § 11 of this article;
- (4) may audit the expenditure of City-granted funds by any public or private agency that receives such funds;
- (5) may audit City contracts, grants, subgrants and other agreements as required by the terms and conditions of these instruments and, when the contracts, grants, subgrants and other agreements

require that audits be conducted by other auditors, review such audits; and

- (6) shall make such other audits as the Comptroller or the Board of Estimates may request, provided that those requested audits do not, in the judgment of the City Auditor, unduly hinder the performance of regular audits.

(b) *Subpoena.*

- (1) To perform the duties of his or her office, the City Auditor may issue a subpoena to any municipal officer, municipal employee, or any other person receiving City funds to require the production of any information, document, report, record, account, or other material.
- (2) The City Auditor may enforce any subpoena issued pursuant to this subsection in any court of competent jurisdiction.

(c) [(b)] *Reports.*

The City Auditor shall make reports of all such audits to the Comptroller and, at the same time, to each of the other members of the Board of Estimates.

§ 11. Department of Audits - Biennial audits of principal agencies.

(e) *Publication of reports.*

Reports of all audits conducted under this section shall be:

- (1) posted on a public website maintained by the City Comptroller;
- (2) filed with the Department of Legislative Reference; [and]
- (3) submitted to the principal agency audited; and
- (4) [(3)] submitted to each member of:
 - (i) the Board of Estimates;
 - (ii) the City Council;
 - (iii) the Biennial Audits Oversight Commission.

Section 2. And be it further resolved, That this proposed amendment to the City Charter be submitted to the legal and qualified voters of Baltimore City, for adoption or rejection, in accordance with Article XI-A, § 5 of the Maryland Constitution, in the form specified by the City Solicitor.