



Legislation Details (With Text)

File #: 21-0067 **Version:** 0 **Name:** Baltimore City Residency Requirements - Prohibition Against Purposeful Evasion

Type: Ordinance **Status:** In Committee

File created: 4/19/2021 **In control:** Public Safety and Government Operations

On agenda: **Final action:**

Enactment date: **Enactment #:**

Title: Baltimore City Residency Requirements - Prohibition Against Purposeful Evasion
For the purpose of prohibiting a re-organization or shift in staff reporting requirements in order to purposefully evade the Baltimore City residency requirements; and establishing that a violation of that prohibition is an ethics violation enforceable under the City Ethics Code.

Sponsors: Danielle N. McCray, Phylcia Porter, Sharon Green Middleton, Odette Ramos, John T. Bullock, James Torrence, Zeke Cohen, Robert Stokes, Sr.

Indexes: Baltimore City, Prohibition, Residency Requirements

Code sections:

Attachments: 1. 21-0067~1st Reader, 2. Law 21-0067, 3. Ethics 21-0067, 4. Finance 21-0067, 5. Hearing Agenda - 21-0067

Date	Ver.	Action By	Action	Result
5/3/2021	0	Public Safety and Government Operations	Scheduled for a Public Hearing	
4/22/2021	0	Baltimore City Council	Refer to Dept. of Human Resources	
4/22/2021	0	Baltimore City Council	Refer to Dept. of Finance	
4/22/2021	0	Baltimore City Council	Refer to City Solicitor	
4/22/2021	0	Baltimore City Council	Refer to Board of Ethics	
4/22/2021	0	Baltimore City Council	Refer to Labor Commissioner	
4/19/2021	0	Baltimore City Council	Assigned	
4/19/2021	0	Baltimore City Council	Introduced	

Explanation: Capitals indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

* **Warning:** This is an unofficial, introductory copy of the bill.
The official copy considered by the City Council is the first reader copy.

Introductory*

**City of Baltimore
Council Bill**

Introduced by: Councilmember McCray

A Bill Entitled

An Ordinance concerning
Baltimore City Residency Requirements - Prohibition Against Purposeful Evasion
For the purpose of prohibiting a re-organization or shift in staff reporting requirements in order to purposefully evade the Baltimore City residency requirements; and establishing that a violation of that prohibition is an

ethics violation enforceable under the City Ethics Code.

By repealing and re-ordaining, with amendments

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

§ 7-10. Residency requirements - City officials generally.

(a) *Definitions.*

(1) *In general.*

In this section, the following terms have the meanings indicated.

(2) *Agency.*

“Agency” means any department, any bureau or division within a department, and any board, commission, authority, council, committee, office, or other unit of City government.

(3) *Official.*

“Official” means:

- (i) the head of an agency who reports directly to the Mayor; and
- (ii) any at-will supervisory employee who reports directly to the Mayor or to the head of an agency.

(b) *Residency requirements.*

Every official:

- (1) must be a resident and registered voter of Baltimore City at the time of his or her appointment, except only as otherwise authorized by subsection (c) of this section; and
- (2) must remain a resident and registered voter of Baltimore City throughout his or her entire term of office.

(c) *Qualified, short-term exception.*

(1) *In general.*

Subsection (b)(1) of this section does not apply to an official who, before her or his appointment, signs a declaration of intent to become a City resident and registered voter within 6 months of the effective date of her or his appointment.

(2) *Termination for failure to timely comply.*

If the official fails to abide by this declaration of intent within the 6-month period, the official's appointment is automatically terminated at the end of that period.

(d) *Prohibited act.*

(1) *In general.*

No person may reorganize or otherwise shift intra-agency staff reporting assignments to purposefully evade the residency requirements of this section for himself, herself, or others.

(2) *Enforcement.*

A violation of this subsection is an ethics violation and enforceable by the Baltimore City Board of Ethics under City Code Article 8, Subtitle 9 {"Ethics - Enforcement"}.

Section 2. And be it further ordained, That the catchlines contained in this Ordinance are not law and may not be considered to have been enacted as a part of this or any prior Ordinance.

Section 3. And be it further ordained, That this Ordinance takes effect on the 30th day after the date it is enacted.