



Legislation Details (With Text)

File #:	21-0074	Version:	0	Name:	Office of Emergency Management - Independent Agency
Type:	Ordinance	Status:	Withdrawn		
File created:	5/3/2021	In control:	Baltimore City Council		
On agenda:		Final action:	6/26/2023		
Enactment date:		Enactment #:			
Title:	<p>Office of Emergency Management - Independent Agency For the purpose of repealing Article 1, Subtitle 18 {"Disaster Control and Civil Defense"} as obsolete; establishing an Office of Emergency Management as an independent agency; defining certain terms; providing for the appointment of an Executive Director of the Office; setting forth certain duties of the Executive Director; providing for a staff and budget for the Office; requiring the Office to include specific Emergency Support Functions in the Emergency Operations Plan; requiring the Office to coordinate with certain City agencies in writing the Emergency Operations Plan; requiring the Office to update the City Emergency Operations Plan quadrennially and submit the updated Plan and a memorandum regarding changes made to the Plan to the Mayor and the City Council; requiring the Office to report annually to the Mayor and the City Council on certain activities and metrics; and providing for a special effective date.</p>				
Sponsors:	Mark Conway, James Torrence, Phylicia Porter				
Indexes:	Office of Emergency Management				
Code sections:					
Attachments:	1. 21-0074~1st Reader, 2. 21-0074- Law, 3. Hearing Minutes - 21-0074, 4. PSGO - Hearing Notes - 21-0074, 5. BCFD 21-0074, 6. OEM 21-0074, 7. CAO 21- 0074, 8. Finance 21-0074, 9. Synopsis 21-0074, 10. Agenda 21-0074, 11. Hearing Notes 21-0074, 12. 21-0074 Attendance, 13. Minutes 21-0074				

Date	Ver.	Action By	Action	Result
6/26/2023	0	Baltimore City Council	Withdrawn	
2/27/2023	0	Public Safety and Government Operations	Scheduled for a Public Hearing	
2/6/2023	0	Public Safety and Government Operations	Scheduled for a Public Hearing	
2/22/2022	0	Public Safety and Government Operations	Scheduled for a Public Hearing	
5/6/2021	0	Baltimore City Council	Refer to Fire Department	
5/6/2021	0	Baltimore City Council	Refer to Dept. of Finance	
5/6/2021	0	Baltimore City Council	Refer to Baltimore City Administrator	
5/6/2021	0	Baltimore City Council	Refer to Mayor's Office of Emergency Management	
5/6/2021	0	Baltimore City Council	Refer to City Solicitor	
5/3/2021	0	Baltimore City Council	Assigned	
5/3/2021	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 Conway

A Bill Entitled

An Ordinance concerning

Office of Emergency Management - Independent Agency

For the purpose of repealing Article 1, Subtitle 18 {"Disaster Control and Civil Defense"} as obsolete; establishing an Office of Emergency Management as an independent agency; defining certain terms; providing for the appointment of an Executive Director of the Office; setting forth certain duties of the Executive Director; providing for a staff and budget for the Office; requiring the Office to include specific Emergency Support Functions in the Emergency Operations Plan; requiring the Office to coordinate with certain City agencies in writing the Emergency Operations Plan; requiring the Office to update the City Emergency Operations Plan quadrennially and submit the updated Plan and a memorandum regarding changes made to the Plan to the Mayor and the City Council; requiring the Office to report annually to the Mayor and the City Council on certain activities and metrics; and providing for a special effective date.

By repealing

Article 1 - Mayor, City Council, and Municipal Agencies
Subtitle 18. Disaster Control and Civil Defense, in its entirety.
Baltimore City Code
(Edition 2000)

By adding

Article 1 - Mayor, City Council, and Municipal Agencies
Sections 18-1 to 18-7, to be under the new subtitle,
"Subtitle 18. Office of Emergency Management"
Baltimore City Code
(Edition 2000)

Section 1. Be it ordained by the Mayor and City Council of Baltimore, That City Code Article 1, Subtitle 18 {"Disaster Control and Civil Defense"} is repealed, in its entirety.

Section 2. 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 18. Office of Emergency Management

§ 18-1. Definitions.

(a) *In general.*

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

(b) *Community Emergency Response Team; CERT.*

“Community Emergency Response Team” or “CERT” means the program that educates volunteers about disaster preparedness regarding likely hazards in the volunteers’ region and trains volunteers in basic disaster response skills, such as fire safety, light search and rescue, team organization, and disaster medical operations.

(c) *Continuity of Operations Planning; COOP.*

“Continuity of Operations Planning” or “COOP” means the creation of policy and guidance ensuring critical functions of an organization continue during an emergency.

(d) *Emergency Operations Plan.*

“Emergency Operations Plan” means the City’s primary response and recovery plan for emergencies.

(e) *Emergency Support Function.*

“Emergency Support Function” means a functional area of response activity established to facilitate coordinated delivery of assistance required to save lives, protect property and health, maintain public safety, and otherwise respond to emergency conditions.

(f) *Executive Director.*

“Executive Director” means the Executive Director of the Baltimore Office of Emergency Management.

(g) *Office.*

“Office” means the Baltimore City Office of Emergency Management.

§ 18-2. Office established.

There is a Baltimore City Office of Emergency Management.

§ 18-3. Executive Director: Appointment.

The Mayor shall nominate an Executive Director for the Office for appointment by the Governor.

§ 18-4. Executive Director: powers and duties.

The Executive Director shall:

- (1) prepare a comprehensive emergency management plan and program that correspond with State and federal emergency management plans and programs as well as the emergency management plans and programs of nearby jurisdictions;
- (2) organize, equip, and regularly train employed personnel of the government of Baltimore City and CERT members for service in emergency management operations;
- (3) conduct studies and surveys of the resources and capabilities that the City has to respond to natural or manmade disasters;

- (4) develop and enter into mutual aid agreements with the State and nearby jurisdictions and political subdivisions regarding the exchange of food, clothing, medicines, emergency housing, engineering services, police services, medical and nursing services, firefighting, rescue, transportation, and construction services and equipment, and other supplies, equipment, facilities, personnel, and services as may be needed;
- (5) cooperate with governmental and non-governmental agencies, organizations, and other entities for disaster and emergency management within the City;
- (6) assist City agencies in developing their COOP plans and review the COOP plans of each City agency at least biennially;
- (7) update the Emergency Operations Plan at least quadrennially and provide the Mayor and City Council with the updated Plan as well as a memorandum that details the changes made in the Plan;
- (8) coordinate emergency response efforts with other City agencies; and
- (9) perform other functions as may be assigned by the Mayor.

§ 18-5. Staff and budget.

(a) *Staff.*

The Office may employ staff in accordance with the Ordinance of Estimates.

(b) *Budget.*

The Office may expend funds authorized in the Ordinance of Estimates or any supplemental appropriations.

§ 18-6. Emergency Operations Plan.

(a) *In general.*

The Emergency Operations Plan must include the following Emergency Support Functions:

- (1) Emergency Support Function 1: Transportation;
- (2) Emergency Support Function 2: Communication;
- (3) Emergency Support Function 3: Public works and Engineering;
- (4) Emergency Support Function 4: Firefighting;
- (5) Emergency Support Function 5: Information and Planning;
- (6) Emergency Support Function 6: Sheltering and Mass Care;
- (7) Emergency Support Function 7: Resource Support;
- (8) Emergency Support Function 8: Health and Medical;
- (9) Emergency Support Function 9: Search and Rescue;

- (10) Emergency Support Function 10: Hazardous Materials Response;
- (11) Emergency Support Function 11: Public Information and Warning;
- (12) Emergency Support Function 12: Energy;
- (13) Emergency Support Function 13: Law Enforcement;
- (14) Emergency Support Function 14: Recovery;
- (15) Emergency Support Function 15: Donations and Volunteer Management; and
- (16) Emergency Support Function 16: Animal Protection.

(b) *Collaboration.*

All City agencies shall provide the Office with necessary information for the Office to complete the Emergency Operations Plan.

(c) *Due date of Emergency Operations Plan and related memorandum.*

The quadrennially-revised Emergency Operations Plan and related memorandum required under § 18-4 (7) of this subtitle must be submitted to the Mayor and City Council on or before January 1, 2023, and in 4-year intervals on or before July 1 following the initial January 1, 2023 due date.

§ 18-7. Annual report.

(a) *In general.*

On or before January 31 of each year, the Executive Director must submit an annual report to the Mayor and City Council.

(b) *Contents.*

The report shall include:

- (1) the number of emergency incidents the Office responded to in the previous year;
- (2) the natural and manmade emergencies that occurred in the City during the previous year;
- (3) the special events for which the Office provided support services during the previous year;
- (4) the grants the Office was awarded during the previous year, including the dollar amount of each grant; and
- (5) the trainings, exercises, and community outreach activities the Office conducted during the previous year.

Section 3. 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 4. And be it further ordained, That it is the intent of the City Council that the Office of Emergency Management is to be the successor entity of the Mayor's Office of Emergency Management and

that all current employees of the Mayor's Office of Emergency Management are transferred to the Office of Emergency Management. The Council further intends that any current employee that may be transferred to the Office of Emergency Management as a result of this Ordinance shall be transferred without diminution of that employee's rights, benefits, employment, or retirement status.

Section 5. And be it further ordained, That this Ordinance takes effect on July 1, 2022.