



Legislation Text

File #: 19-0468, **Version:** 0

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: The Council President
At the request of: The Administration (Child First Authority)

A Bill Entitled

An Ordinance concerning

Child First Authority - Updating

For the purpose of amending certain statutory provisions governing the Child First Authority to better reflect the Authority's status under City Charter Article II, § 64(b), as an "independent unit" of City government; conforming certain provisions to long-standing existing practice; and repealing certain obsolete provisions.

By repealing and reordaining, without amendment

Article 1 - Mayor, City Council, and Municipal Agencies
Section 28-3(a) and (c)
Baltimore City Code
(Edition 2000)

By repealing and reordaining, with amendments

Article 1 - Mayor, City Council, and Municipal Agencies
Sections 28-3(b)(5) and (6), and 28-5
Baltimore City Code
(Edition 2000)

By repealing

Article 1 - Mayor, City Council, and Municipal Agencies
Sections 28-6, 28-7(d), and 28-8
Baltimore City Code
(Edition 2000)

By renumbering

Article 1 - Mayor, City Council, and Municipal Agencies
Section 28-7
to be
Section 28-6
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 28. Child First Authority

§ 28-3. Powers of Authority.

(a) *In general.*

The powers of the Authority shall be broadly interpreted to allow the Authority to achieve the purposes of Article II, § (64) of the City Charter and this subtitle.

(b) *Enumeration.*

In addition to any other powers specified in this subtitle, the Authority may:

.....
(5) [subject to the approval of the Board of Estimates,] borrow funds for purposes consistent with the public purposes of the Authority;

(6) [subject to the approval of the Board of Estimates,] incur limited-obligation debt that shall be an obligation solely of the Authority;

.....

(c) *Exemptions.*

To the extent not specifically made subject to laws and procedures that would otherwise apply to any unit of the City government, the Authority is exempt from those laws and procedures.

§ 28-5. Board of Directors.

(a) *Board to govern Authority.*

(1) The Authority shall be governed and administered by [a board of directors] its Board of Directors.

(2) The Board members shall be appointed and serve the terms prescribed by the Authority's Bylaws.

[(b) *Composition.*]

[The Board consists of 7 members of which:

(1) 3 shall be appointed by the Mayor;

(2) 1 shall be appointed by the President of the City Council; and

(3) 3 shall be appointed by Baltimoreans United in Leadership Development.]

[(c) *Term of members.*]

[(1) The term of a member of the Board is 3 years.]

[(2) However, the terms of those first appointed to the Board shall expire June 30, 1999, and the terms beginning July 1, 1999 shall be staggered as follows:]

[(i) of the members appointed by the Mayor:

(A) 1 shall be appointed for a term expiring June 30, 2000;

(B) 1 shall be appointed for a term expiring June 30, 2001; and

(C) 1 shall be appointed for a term expiring June 30, 2002;]

[(ii) the term of the member appointed by the President of the City Council shall expire June 30, 2002; and]

[(iii) of the members appointed by Baltimoreans United in Leadership Development:

(A) 1 shall be appointed for a term expiring June 30, 2000;

(B) 1 shall be appointed for a term expiring June 30, 2001; and

(C) 1 shall be appointed for a term expiring June 30, 2002.]

[(d) *Vacancies.*]

[(1) A vacancy on the Board shall be filled by the appointing authority for the particular vacant position.]

[(2) A member who is appointed after a term has begun serves only for the rest of the term and until a successor is appointed and qualifies.]

(b) [(e)] *Bylaws[,]; Rules[,] and regulations.*

(1) *Bylaws.*

[Subject to the approval of the Board of Estimates, the] The Board [may] shall adopt, and may amend from time to time, [bylaws,] Bylaws, [rules, and regulations] not inconsistent with the Charter or this subtitle, for the administration of the Authority.

(2) *Rules and regulations.*

Except as may be restricted by the Charter or this subtitle, the Board may [establish its own procedures for the internal administration of the Authority] adopt rules and regulations to carry out this subtitle.

(c) [(f)] *Officers.*

(1) The [bylaws] Bylaws shall provide for officers of the [Board] Authority, including a president, vice-president, treasurer, secretary, and any other officers deemed necessary or appropriate, and shall specify their qualifications, terms, and duties.

(2) The Board shall select from among its members individuals to serve as officers of the Board and may delegate to those officers the responsibilities the Board deems appropriate.

(d) [(g)] *Exercise of Authority's powers.*

All powers of the Authority shall be exercised by the Board, unless delegated by the Board to 1 or more of the officers or to the Executive Director.

[§ 28-6. Annual Financial Plan.]

[(a)] *Plan required.*

[(1)] Subject to the approval of the Board of Estimates, the Board shall adopt a financial plan based upon the City's fiscal year.]

[(2)] The plan shall include a proposed schedule of fees or charges to be imposed and an annual budget.]

[(b)] *Initial plan and budget.*

[(1)] The first financial plan of the Authority may be for less than a full fiscal year.]

[(2)] The initial budget for the Authority shall include the fiscal year ending on June 30, 1997, and may include the costs of preparing the financial plan and start-up costs for the Authority, if the costs were incurred during that fiscal year.]

[(c)] *Submission to Board of Estimates.*

[Beginning with the financial plan for Fiscal Year 1998, the Board shall submit its proposed plan and all background material to the Board of Estimates at least 2 months before the proposed effective date of the plan.]

§ 28-6. [§ 28-7.] Executive Director.

...

[(d)] *Initial Executive Director.*

[The initial Executive Director of the Authority shall be selected by the Mayor from a list developed by a joint City-Baltimoreans United in Leadership Development Search Committee.]

[§ 28-8. Oversight by Board of Estimates.]

[The Board of Estimates may exercise general oversight responsibility for the fiscal operations of the Authority.]

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.