

Introduced February 3, 2020
Public Hearing February 18, 2020
Council Action March 2, 2020
Executive Action March 5, 2020
Effective Date May 5, 2020

County Council of Howard County, Maryland

2020 Legislative Session

Legislative Day No. 2

Bill No. 8 -2020

Introduced by: Opel Jones
Co-sponsored by: Christiana Rigby and David Yungmann

AN ACT requiring a fiscal analysis for each Bill; specifying that the County Auditor must submit the statement; setting a ~~deadline~~ deadlines; specifying the contents of the analysis; providing for public availability; and generally relating to the enactment of legislation.

Introduced and read first time February 3, 2020. Ordered posted and hearing scheduled.

By order

Diane Schwartz Jones
Diane Schwartz Jones, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on February 18, 2020.

By order

Diane Schwartz Jones
Diane Schwartz Jones, Administrator

This Bill was read the third time on March 2, 2020 and Passed , Passed with amendments , Failed .

By order

Diane Schwartz Jones
Diane Schwartz Jones, Administrator

Sealed with the County Seal and presented to the County Executive for approval this 3rd day of March, 2020 at 11 a.m./p.m.

By order

Diane Schwartz Jones
Diane Schwartz Jones, Administrator

Approved/Vetoed by the County Executive March 5, 2020

Calvin Ball
Calvin Ball, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; Text in small capitals indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1 *Section 1. Be it enacted by the County Council of Howard County, Maryland, that the Howard County*
2 *Code is hereby amended as follows:*

3 *By adding:*

4 *Title 5 – County Council.*

5 *Subtitle 4. Miscellaneous.*

6 *Sec. 5.400. Fiscal analyses.*

7
8
9 **HOWARD COUNTY CODE**

10 **Title 5 – County Council.**

11 **SUBTITLE 4. MISCELLANEOUS.**

12 **SEC. 5.400. FISCAL ANALYSES.**

13 (A) SCOPE OF SECTION.

14 THIS SECTION APPLIES TO EACH BILL, SUPPLEMENTAL APPROPRIATION ORDINANCE,
15 TRANSFER OF APPROPRIATION ORDINANCE, AN ACT WITH A FISCAL IMPACT ON COUNTY
16 FINANCES, AND A RESOLUTION WITH A FISCAL IMPACT ON COUNTY FINANCES.

17
18 ~~(A)~~ (B) “FISCAL ANALYSIS”.

19 FOR PURPOSES OF THIS SECTION, A FISCAL ANALYSIS SHALL INCLUDE:

20 (1) A SUMMARY OF A ~~BILL~~ BILL OR OTHER LEGISLATION;

21 (2) AN EVALUATION OF THE FISCAL IMPACT THAT A ~~BILL~~ BILL OR OTHER LEGISLATION WOULD
22 HAVE ON COUNTY GOVERNMENT OPERATIONS, REVENUES, AND SPENDING; AND

23 (3) AN EXPLANATION OF HOW THE ~~BILL~~ BILL OR OTHER LEGISLATION WILL BE IMPLEMENTED.

24 ~~(B)~~ (C) IN GENERAL.

25 (1) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE COUNTY AUDITOR
26 MUST SUBMIT A FISCAL ANALYSIS TO THE COUNTY COUNCIL OF EACH ~~BILL~~ BILL OR OTHER LEGISLATION
27 UNDER CONSIDERATION BY THE COUNCIL.

28 (II) THIS SUBSECTION DOES NOT APPLY TO THE ANNUAL BUDGET AND APPROPRIATION
29 ORDINANCE OF HOWARD COUNTY.

30 (2) A SEPARATE FISCAL ANALYSIS IS REQUIRED FOR EACH ~~BILL~~ BILL OR OTHER LEGISLATION.

1 ~~(C)~~ (D) TIME FOR SUBMISSION.

2 (1) A FISCAL ANALYSIS MUST BE SUBMITTED TO THE COUNTY COUNCIL ~~NOT LATER THAN 2~~
3 ~~BUSINESS DAYS~~ ON OR BEFORE 5 P.M. ON THE THURSDAY BEFORE THE PUBLIC HEARING FOR THE
4 LEGISLATION, OR THE DAY THE COUNCIL CHAIRPERSON SETS TO ACCOMMODATE A HOLIDAY OR
5 OTHER CHANGE IN THE NORMAL SCHEDULE.

6 (2) IF THE COUNTY AUDITOR CANNOT SUBMIT THE FISCAL ANALYSIS WITHIN THE TIME REQUIRED
7 BY PARAGRAPH (1) OF THIS SUBSECTION, THE AUDITOR MUST NOTIFY THE COUNCIL CHAIRPERSON IN
8 WRITING OF THE DELAY, THE REASON FOR THE DELAY, AND THE REVISED DELIVERY DATE. IF THE COUNCIL
9 CHAIRPERSON FINDS THAT THE REVISED DELIVERY DATE IS UNREASONABLE, THE CHAIRPERSON MAY SET
10 A DIFFERENT DELIVERY DEADLINE.

11 ~~(D)~~ (E) CONTENT OF FISCAL ANALYSIS.

12 EACH FISCAL ANALYSIS MUST INCLUDE THE SOURCES OF INFORMATION, ASSUMPTIONS, AND
13 METHODOLOGIES USED, A DESCRIPTION OF THE VARIABLES THAT COULD AFFECT FISCAL ESTIMATES, AND,
14 IF LEGISLATION IS LIKELY TO HAVE NO FISCAL IMPACT, THE REASON FOR THAT CONCLUSION.

15 ~~(E)~~ (F) PUBLICATION.

16 (1) AT LEAST 1 BUSINESS DAY BEFORE THE PUBLIC HEARING FOR THE LEGISLATION, THE COUNTY
17 COUNCIL SHALL MAKE EACH FISCAL ANALYSIS FREELY AVAILABLE TO THE PUBLIC.

18 (2) THE COUNTY COUNCIL SHALL ARCHIVE FISCAL ANALYSES IN A WAY THAT ALLOWS EASY
19 ACCESS TO THE PUBLIC.

20 ~~(F)~~ (G) COMPLIANCE.

21 COUNCIL ACTION ON LEGISLATION THAT IS OTHERWISE VALID IS NOT INVALID BECAUSE OF ANY
22 FAILURE TO FOLLOW THE REQUIREMENTS OF THIS SECTION.

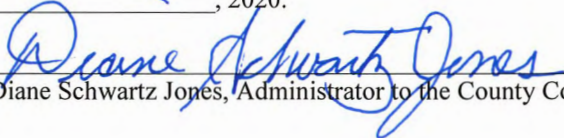
23

24 *Section 2. Be it further enacted by the County Council of Howard County, Maryland, that this Act shall*
25 *become effective 61 days after its enactment.*

26

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on March 5, 2020.


Diane Schwartz Jones, Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on _____, 2020.

Diane Schwartz Jones, Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on _____, 2020.

Diane Schwartz Jones, Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on _____, 2020.

Diane Schwartz Jones, Administrator to the County Council

BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on _____, 2020.

Diane Schwartz Jones, Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on _____, 2020.

Diane Schwartz Jones, Administrator to the County Council