

Introduced 07-05-2022
Public Hearing 07-18-2022
Action 07-27-2022
Executive Action 08-01-2022
Effective Date 10-01-2022

County Council of Howard County, Maryland

2022 Legislative Session

Legislative Day No. 11

Bill No. 48-2022

Introduced by: The Chairperson at the request of the County Executive

AN ACT to establish an LGBTQIA+ Commission; providing for the membership of the Commission; providing for the purpose and duties of the Commission; providing for the method of appointment and staff; requiring certain meetings and certain reports; providing the expiration dates of the terms of the initial members of the Commission; and generally relating to the LGBTQIA+ Commission.

Introduced and read first time July 5, 2022. Ordered posted and hearing scheduled.

By order

Michelle Harrod
Michelle Harrod, 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 July 18, 2022.

By order

Michelle Harrod
Michelle Harrod, Administrator

This Bill was read the third time on July 27, 2022 and Passed ✓, Passed with amendments ✓, Failed .

By order

Michelle Harrod
Michelle Harrod, Administrator

Sealed with the County Seal and presented to the County Executive for approval this 27 day of July, 2022 at 4:00 a.m./p.m.

By order

Michelle Harrod
Michelle Harrod, Administrator

Approved/Vetoed by the County Executive August 1, 2022

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 **WHEREAS**, the LGBTQ+ Workgroup was established by County Executive Ball in
2 November of 2019 with a mission of evaluating how “Howard County Government can improve
3 and explore methods of improving communication with the LGBTQ+ community to ensure every
4 resident is treated fairly and equally”; and

5
6 **WHEREAS**, the LGBTQ+ Workgroup convened in April of 2021 with a final report
7 recommending “the former LGBTQ+ Workgroup be transformed into an LGBTQIA+
8 Commission in order to solidify the relationship between the LGBTQIA+ community and the
9 county government”; and

10
11 **WHEREAS**, LGBTQIA+ is the most inclusive nomenclature as it incorporates a broader
12 spectrum of gender and sexuality, including intersex and asexual; and

13
14 **WHEREAS**, although Howard County has made great strides in equity, diversity and
15 inclusion, the County Executive recognizes that more is needed to fully realize a culture of
16 inclusion, communication, understanding and respect for all gender and sexual identities; and

17
18 **WHEREAS**, the County Executive is committed to elevating the critical issues of the
19 LGBTQIA+ community in Howard County and wishes to establish an LGBTQIA+ Commission
20 in order to advance policy and systemic change.

21
22 **NOW, THEREFORE,**

23
24 ***Section 1. Be It Enacted** by the County Council of Howard County, Maryland, that the Howard*
25 *County Code is amended as follows:*

- 26 1. *By adding Section 6.347 “LGBTQIA+ Commission” to Title 6. County Executive and the*
27 *Executive Branch.*
28 2. *Section 12.218 “Severability” of Title 12, Health and Social Services, is renumbered to be*
29 *Section 12.219.*
30 3. *By adding Section 12.218 “LGBTQIA+ Commission” to Title 12, Health and Social Services.*
31

1 **Title 6. County Executive and the Executive Branch.**

2 **Subtitle 3. Boards and Commissions.**

3
4 **SECTION 6.347. LGBTQIA+ COMMISSION.**

5 THERE IS A LGBTQIA+ COMMISSION IN HOWARD COUNTY. ITS MEMBERSHIP, DUTIES, AND
6 RESPONSIBILITIES ARE SET FORTH IN SECTION 12.218 "LGBTQIA+ COMMISSION" OF TITLE 12,
7 "HEALTH AND SOCIAL SERVICES," OF THIS CODE.

8
9 **Title 12. Health and Social Services.**

10 **Subtitle 2. Human Rights.**

11
12 **SECTION 12.218. LGBTQIA+ COMMISSION; GENERAL PROVISIONS; PURPOSE; MEMBERSHIP;**
13 **METHOD OF APPOINTMENT; STAFFING; MEETINGS; DUTIES; ANNUAL REPORT.**

14 (A) *GENERAL PROVISIONS.* GENERAL PROVISIONS APPLICABLE TO THE COMMISSION ARE SET
15 FORTH IN SUBTITLE 3, "BOARDS AND COMMISSIONS," OF TITLE 6, "COUNTY EXECUTIVE AND THE
16 EXECUTIVE BRANCH" OF THIS CODE.

17 (B) *PURPOSE.* THE PURPOSE OF THE COMMISSION IS TO ADVANCE THE VALUES OF DIVERSITY AND
18 CIVILITY, AND TO CONTINUE TO WORK WITH COUNTY AGENCIES, NON-PROFIT ORGANIZATIONS AND
19 OTHER INTERESTED COMMUNITY GROUPS TO FACILITATE AN ENVIRONMENT OF INCLUSION,
20 COMMUNICATION, UNDERSTANDING, AND RESPECT THROUGH THE COUNTY AS A WHOLE AND
21 WITHIN THE LGBTQIA+ COMMUNITY.

22 (C) *NUMBER OF MEMBERS.* THE COMMISSION SHALL CONSIST OF A MINIMUM OF ~~13~~ 15 MEMBERS
23 AND A MAXIMUM OF ~~17~~ 21 MEMBERS.

24 (D) *MEMBERSHIP.* THE COMMISSION SHALL BE COMPRISED OF:

25 (1) THE FOLLOWING EX-OFFICIO MEMBER:

26 (i) THE SUPERINTENDENT OF THE HOWARD COUNTY PUBLIC SCHOOL SYSTEM OR THE
27 SUPERINTENDENT'S DESIGNEE; AND

28 (ii) THE PRESIDENT OF HOWARD COMMUNITY COLLEGE OR THE PRESIDENT'S DESIGNEE;

29 AND

30 (2) THE FOLLOWING APPOINTED MEMBERS, WHO SHALL BE RESIDENTS OF THE COUNTY:

- (I) ONE REPRESENTATIVE FROM HOPEWORKS;
- (II) ONE REPRESENTATIVE FROM GRASSROOTS OR ANY SIMILAR ENTITY WHO HELPS UNDER- RESOURCED INDIVIDUALS AND FAMILIES;
- (III) ONE REPRESENTATIVE FROM THE HUMAN RIGHTS COMMISSION;
- (IV) ONE REPRESENTATIVE FROM COMMUNITY ALLIES OF RAINBOW YOUTH (CARY);
- (V) ONE REPRESENTATIVE FROM PARENTS, FAMILIES, & FRIENDS OF LESBIAN & GAYS (PFLAG) OF HOWARD COUNTY;
- (VI) AT LEAST 6 REPRESENTATIVES FROM THE LGBTQIA+ COMMUNITY; ~~AND~~
- (VII) AT LEAST 1 STUDENT REPRESENTATIVE UNDER THE AGE OF 19 WHO SHALL SERVE A TERM THAT RUNS FROM JULY 1 THROUGH JUNE ~~30~~; 30; ~~AND~~
- (VIII) AT LEAST 1 STUDENT WHO RESIDES IN HOWARD COUNTY AND WHO ATTENDS A COLLEGE OR UNIVERSITY WHO SHALL SERVE A TERM THAT RUNS FROM JULY 1 THROUGH JUNE 30.

(E) *METHOD OF APPOINTMENT.* EACH APPOINTED MEMBER SHALL BE APPOINTED BY THE COUNTY EXECUTIVE AND CONFIRMED BY THE COUNTY COUNCIL.

(F) *EXECUTIVE SECRETARY AND OTHER STAFF.* THE ADMINISTRATOR OR THE ADMINISTRATOR'S DESIGNEE SHALL SERVE AS THE EXECUTIVE SECRETARY OF THE COMMISSION AND SHALL ATTEND ALL MEETINGS OF THE COMMISSION AND, IN ADDITION TO THE DUTIES SPECIFIED IN THIS SUBTITLE, SHALL PERFORM DUTIES AS PRESCRIBED BY THE COMMISSION. THE COUNTY EXECUTIVE MAY ALSO DESIGNATE A COUNTY EMPLOYEE TO SERVE AS A LIAISON TO THE COMMISSION.

(G) *MEETINGS.* THE COMMISSION SHALL MEET AT LEAST QUARTERLY.

(H) *DUTIES.* THE COMMISSION SHALL:

- (1) SUPPORT EFFORTS TO ORGANIZE, EDUCATE, AND MOBILIZE THE LGBTQIA+ COMMUNITY THROUGH COALITION BUILDING AND COORDINATION WITH ALLIED INDIVIDUALS, GROUPS, AND ORGANIZATIONS;
- (2) WORK WITH HOWARD COUNTY GOVERNMENT DEPARTMENTS AND OFFICES TO IDENTIFY BEST PRACTICES TO AFFIRM MEMBERS OF THE LGBTQIA+ COMMUNITY;
- (3) RECOMMEND INITIATIVES TO SUPPORT LGBTQIA+ FAMILIES AND CHILDREN;
- (3) ADVISE THE COUNTY EXECUTIVE AND COUNTY COUNCIL ON POLICY AND PROGRAMS

1 IMPACTING HOWARD COUNTY, AND ON SEXUAL ORIENTATION AND GENDER IDENTITY
2 TRAINING WITH EMPHASIS ON NON-BINARY AND TRANSGENDER IDENTITIES;

3 (4) ADVISE THE COUNTY EXECUTIVE AND COUNTY COUNCIL ON POLICY AND PROGRAMS TO
4 IMPROVE OUTCOMES FOR UNDERSERVED AND AT-RISK SEGMENTS OF THE LGBTQIA+
5 POPULATION, INCLUDING YOUTH, COMMUNITIES OF COLOR, NON-ENGLISH SPEAKERS,
6 SENIORS, AND IMMIGRANTS; AND

7 (5) SUPPORT, PLAN AND EXECUTE PROGRAMS AND EVENTS TO CELEBRATE AND AFFIRM THE
8 LGBTQIA+ COMMUNITY.

9 (1) *ANNUAL REPORT.* ON OR BEFORE FEBRUARY 28 OF EACH YEAR, THE COMMISSION SHALL
10 SUBMIT AN ANNUAL REPORT WHICH SHALL COMPLY WITH THE REQUIREMENTS OF SECTION 22.1000
11 OF THIS CODE TO THE COUNTY COUNCIL AND THE COUNTY EXECUTIVE ON ITS ACTIVITIES DURING
12 THE PREVIOUS CALENDAR YEAR. THE REPORT MAY INCLUDE RECOMMENDATIONS ON ANY MATTER
13 RELATED TO THE WORK OF THE COMMISSION.

14
15 **Section ~~[[12.218]]12.219. - Separability.~~**

16 The provisions of this subtitle are separable; and if any provision, sentence, clause, section,
17 subsection or part thereof is held illegal, invalid or unconstitutional or inapplicable to any person
18 or circumstance, the illegality, invalidity, unconstitutionality or inapplicability shall not affect
19 nor impair any of the remainder of the subtitle or its application to other persons or
20 circumstances.

21
22 ***Section 2. And Be It Further Enacted*** by the County Council of Howard County, Maryland that,
23 *to establish the stagger of terms required by § 6.300 of the Howard County Code, of the initial*
24 *non-student appointees to the LGBTQIA+ Commission, required by Section 12.218(d)(2) of this*
25 *Act, at least 3 appointees shall have a term of 1 year, at least ~~5~~ 4 appointees shall have a term of*
26 *2 years, and at least ~~5~~ 4 appointees shall have a term of 3 years, as provided in the Resolutions*
27 *that confirm the appointments.*

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29 ***Section 3. And Be It Further Enacted*** by the County Council of Howard County, Maryland that
30 *this Act shall become effective 61 days after its enactment.*

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This Bill was read the third time on _____, 2022 and Passed _____, Passed with amendments _____, Failed _____.

By order _____
Michelle Harrod, Administrator

Sealed with the County Seal and presented to the County Executive for approval this ____ day of _____, 2022 at ____ a.m./p.m.

By order _____
Michelle Harrod, Administrator

Approved/Vetoed by the County Executive _____, 2022

Calvin Ball, County Executive

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- 20 AND ORGANIZATIONS;
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- 29 POPULATION, INCLUDING YOUTH, COMMUNITIES OF COLOR, NON-ENGLISH SPEAKERS,
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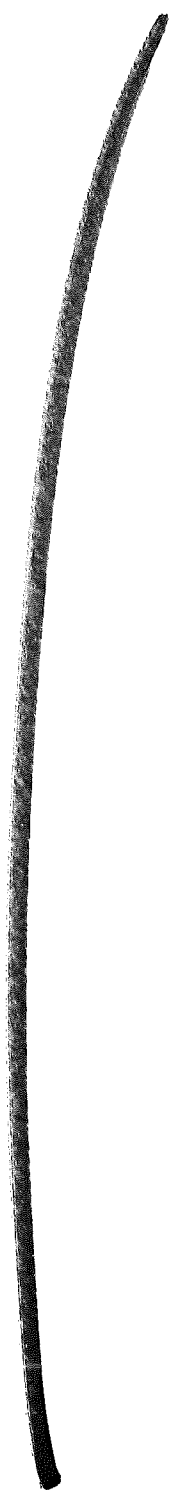
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14 circumstances.

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18 *appointees to the LGBTQIA+ Commission, 3 appointees shall have a term of 1 year, at least 5*
19 *appointees shall have a term of 2 years, and at least 5 appointees shall have a term of 3 years, as*
20 *provided in the Resolutions that confirm the appointments.*

21
22 ***Section 3. And Be It Further Enacted*** by the County Council of Howard County, Maryland that
23 *this Act shall become effective 61 days after its enactment.*



Amendment 1 to Council Bill No. 48-2022

BY: The Chairperson at the request
of the County Executive

Legislative Day 12
Date: July 27, 2022

Amendment No. 1

(This amendment:

1. Increases the number of possible members to 21;
2. Adds the President of Howard Community College or the President's designee;
3. Adds a student who attends a college or university; and
4. Clarifies that the staggering of initial appointments applies to appointed, non-student members.)

1 On page 2, in line 22, strike "13" and substitute "15".

2

3 On page 2, in line 23, strike "17" and substitute "21".

4

5 On page 2, after line 27, insert:

6 "(II) THE PRESIDENT OF HOWARD COMMUNITY COLLEGE OR THE PRESIDENT'S DESIGNEE; AND".

7

8 On page 3, in line 6, strike "AND".

9

10 On page 3, in line 8, strike "30." and substitute "30; AND".

11

12 On page 3, after line 8, insert:

13 "(VIII) AT LEAST 1 STUDENT WHO RESIDES IN HOWARD COUNTY AND WHO ATTENDS A COLLEGE
14 OR UNIVERSITY WHO SHALL SERVE A TERM THAT RUNS FROM JULY 1 THROUGH JUNE 30.".

15

16 On page 4, in line 17, after "initial", insert "non-student".

17

18 On page 4, in line 18:

19 1. After "Commission," insert "required by Section 12.218(d)(2) of this Act, at least"; and


20 2. Strike "5" and substitute "4".

21

22 On page 4, in line 19, strike "5" and substitute "4".

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on _____, 2022.



Michelle Harrod, 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 _____, 2022.

Michelle Harrod, 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 _____, 2022.

Michelle Harrod, 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 _____, 2022.

Michelle Harrod, 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 _____, 2022.

Michelle Harrod, 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 _____, 2022.

Michelle Harrod, Administrator to the County Council

Amendment 1 to Council Bill No. 48-2022

**BY: The Chairperson at the request
of the County Executive**

**Legislative Day 12
Date: July 27, 2022**

Amendment No. 1

(This amendment:

- 1. Increases the number of possible members to 21;*
- 2. Adds the President of Howard Community College or the President's designee;*
- 3. Adds a student who attends a college or university; ~~and~~*
- 4. Clarifies that the staggering of initial appointments applies to appointed, non-student members; and*
- 5. Requires the appointed members of the Commission to be residents of Howard County.*)

1 On page 2, in line 22, strike "13" and substitute "15".

2

3 On page 2, in line 23, strike "17" and substitute "21".

4

5 On page 2, after line 27, insert:

6 "(II) THE PRESIDENT OF HOWARD COMMUNITY COLLEGE OR THE PRESIDENT'S DESIGNEE; AND".

7

8 On page 2, in line 28, after "MEMBERS", insert ", WHO SHALL BE RESIDENTS OF THE COUNTY

9

10 On page 3, in line 6, strike "AND".

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12 On page 3, in line 8, strike "30." and substitute "30; AND".

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18 On page 4, in line 17, after "initial", insert "non-student".

19

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21 1. After "Commission," insert "required by Section 12.218(d)(2) of this Act, at least"; and

22 2. Strike "5" and substitute "4".

1

2 On page 4, in line 19, strike "5" and substitute "4".

I certify this is a true copy of

Am. to CB48-2022

passed on July 27 2022

Michelle H. Ray
Council Administrator

Amendment 1 to Amendment No. 1 to Council Bill No. 48-2022

BY: Deb Jung

**Legislative Day 12
Date: July 27, 2022**

Amendment No. 1

(This amendment requires the appointed members of the Commission to be residents of Howard County.)

1 On page 1, in line 4 of the parenthetical, strike “and”.

2

3 On page 1, in line 6 of the parenthetical, strike the period and substitute:

4

5 “; and

6 5. Requires the appointed members of the Commission to be residents of Howard County.”.

7

8 On page 1, in line 7, insert:

9

10 “On page 2, in line 28, after “MEMBERS”, insert “, WHO SHALL BE RESIDENTS OF THE COUNTY”.

I certify this is a true copy of
Am 1 to Am 1 C348-2022
passed on July 27, 2022
Michelle Harris
Council Administrator

Amendment 2 to Council Bill No. 48-2022

BY: Christiana Rigby

Legislative Day 12

Date: July 27, 2022

Amendment No. 2

(This amendment adds incarcerated individuals to the list of individuals for whom the Commission is required to advise the County Executive and the County Council on policy and programs to improve outcomes for underserved and at-risk segments of the LGBTQIA+ population.)

- 1 On page 3, in line 30, after "SENIORS," insert "INCARCERATED INDIVIDUALS."

I certify this is a true copy of
Am 2 to CB48-2022
passed on July 27, 2022
Nicholas D. 2022
Council Administrator