

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND  
Legislative Session 2023, Legislative Day No. 14

Bill No. 45-23

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Mr. Julian E. Jones, Jr., Chairman  
By Request of County Executive

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By the County Council, July 3, 2023

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A BILL  
ENTITLED

AN ACT concerning

“Limited Emergency” Donations

FOR the purpose of establishing requirements and procedures to facilitate and regulate the County’s timely acceptance of gifts of essential resources during the occurrence of a limited emergency; defining a limited emergency; creating reporting requirements; and generally relating to the donation of gifts to the County during a limited emergency.

BY repealing and re-enacting, with amendments

Section 3-1-501  
Article 3 – Administration  
Title 1 – The Executive Branch  
Subtitle 5 – Local State of Emergency  
Baltimore County Code, 2015

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
[Brackets] indicate matter stricken from existing law.  
~~Strike out~~ indicates matter stricken from bill.  
Underlining indicates amendments to bill.

BY adding

Section 3-1-506  
Article 3 – Administration  
Title 1 – The Executive Branch  
Subtitle 5 – Local State of Emergency  
Baltimore County Code, 2015

BY repealing and re-enacting, with amendments

Section 3-11-101  
Article 3 – Administration  
Title 1 – Gift Review Procedure  
Baltimore County Code, 2015

1 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE  
2 COUNTY, MARYLAND, that the Laws of Baltimore County shall read as follows:

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ARTICLE 3 – ADMINISTRATION

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Title 1 – The Executive Branch

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Subtitle 5 – Local State of Emergency

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§ 3-1-501. Definitions.

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(a) In this subtitle the following words have the meanings indicated.

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(b) (1) “Emergency” means the threat or occurrence of a disaster in or affecting the

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county that requires state or federal assistance or the implementation of the local emergency

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management plan in order to save lives and protect the public health and safety.

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(2) “Emergency” includes:

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(i) A hurricane, tornado, flood, wind-driven water, storm surge, tidal

1 wave, earthquake, mudslide, snowstorm, drought, fire, or explosion;

2 (ii) An enemy attack or act of terrorism; or

3 (iii) A public health catastrophe.

4 (C) (1) "LIMITED EMERGENCY" MEANS AN OCCURRENCE OF A  
5 NATURAL, TECHNOLOGICAL OR HUMAN-CAUSED EVENT THAT ENDANGERS  
6 LIVES, PROPERTY, PUBLIC HEALTH, SAFETY OR WELFARE, OR THE  
7 ENVIRONMENT, BUT THAT HAS NOT BEEN THE SUBJECT OF A LOCAL STATE OF  
8 EMERGENCY DECLARED IN ACCORDANCE WITH § 3-1-503 OF THIS SUBTITLE.

9 (2) "LIMITED EMERGENCY" INCLUDES, BUT IS NOT LIMITED TO:

10 (I) A SUPPLY CHAIN DISRUPTION;

11 (II) A TRANSPORTATION DISRUPTION;

12 (III) A FAILURE OF PUBLIC INFRASTRUCTURE; OR

13 (IV) AN IMPAIRMENT IN THE AVAILABILITY OF FOOD, WATER,  
14 MEDICAL SUPPLIES, HEALTH OR HYGIENE PRODUCTS, INTERNET OR CELLULAR  
15 COMMUNICATION ACCESS, OR OTHER IMPORTANT, NORMALLY AVAILABLE  
16 SERVICES OR PRODUCTS.

17 [(c)] (D) "Shelter in place" is a protective action to an emergency by:

18 (1) Remaining in or moving to a safe indoor location including a location in a  
19 residence, school, business, or public building; and

20 (2) If necessary, turning off air conditioners and ventilation systems and closing  
21 windows and doors.

22  
23 § 3-1-506.

1 (A) IN THE EVENT OF A LIMITED EMERGENCY, AS DEFINED IN § 3-1-501(C)  
2 OF THE CODE, THE COUNTY EXECUTIVE, THE COUNTY ADMINISTRATIVE  
3 OFFICER, OR THE DIRECTOR OF EMERGENCY MANAGEMENT, OR A DESIGNEE OF  
4 ANY OF THE FOREGOING, ARE AUTHORIZED ON BEHALF OF THE COUNTY TO  
5 ACCEPT A GIFT OF ESSENTIAL RESOURCES.

6 (B) WITHIN 30 DAYS OF RECEIVING THE LIMITED EMERGENCY GIFT, THE  
7 DIRECTOR OF EMERGENCY MANAGEMENT, WITH THE COOPERATION OF THE  
8 OFFICE OR DEPARTMENT WITHIN THE COUNTY THAT WILL BENEFIT AND  
9 MANAGE THE GIFT ON BEHALF OF THE COUNTY, SHALL SUBMIT A SUMMARY TO  
10 THE COUNTY ADMINISTRATIVE OFFICER AND THE COUNTY COUNCIL, WHICH  
11 SHALL INCLUDE THE FOLLOWING INFORMATION:

12 (I) A DESCRIPTION OF THE LIMITED EMERGENCY THAT GAVE RISE  
13 TO THE NEED FOR THE GIFT;

14 (II) THE IDENTITY AND CONTACT INFORMATION, INCLUDING  
15 ADDRESS AND TELEPHONE NUMBER, OF THE OWNER OF THE PROPERTY,  
16 SERVICES, OR OTHER GIFT;

17 (III) FOR A REAL PROPERTY EASEMENT GIFT, THE ADDRESS OF THE  
18 PROPERTY, OR IF UNAVAILABLE, A REFERENCE TO AN OFFICIAL PROPERTY MAP  
19 DESCRIPTION;

20 (IV) FOR PERSONAL PROPERTY, SERVICES, OR OTHER GIFTS, A  
21 DESCRIPTION OF THE PROPERTY, SERVICES, OR OTHER GIFT;

22 (V) THE DATE THE GIFT WAS MADE;

23 (VI) THE OFFICE OR DEPARTMENT WITHIN THE COUNTY MANAGING

1 THE GIFT ON BEHALF OF THE COUNTY;

2 (VII) ANY CONDITIONS ON USE; AND

3 (VIII) THE APPROXIMATE VALUE OF THE GIFT.

4 (C) THE COUNTY ADMINISTRATIVE OFFICER OR DESIGNEE SHALL  
5 INCLUDE INFORMATION REGARDING ALL LIMITED EMERGENCY GIFTS IN THE  
6 ANNUAL REPORT PUBLISHED ON THE COUNTY WEBSITE PURSUANT TO § 7-1-  
7 305.1(E) OF THE CODE.

8 (D) THE PROVISIONS OF THIS SECTION DO NOT APPLY TO AGREEMENTS  
9 THE COUNTY MAY HAVE FROM TIME TO TIME WITH NON-PROFIT PARTNERS OR  
10 VOLUNTEER ORGANIZATIONS ACTIVE IN DISASTER, INCLUDING BUT NOT  
11 LIMITED TO THE MARYLAND FOOD BANK AND THE AMERICAN RED CROSS.

12  
13 Title 11 – Gift Review Procedure

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15 § 3-11-101. In General.

16 (a) This title does not apply to:

17 (1) A gift valued at more than \$5,000;

18 (2) A monetary gift, except a gift from a fiscal sponsor under contract with the  
19 county as set forth in § 7-1-305.1 of the Code; [or]

20 (3) Except as provided in subsection (b) of this section, a gift of any interest in  
21 real property[.]; OR

22 (4) GIFTS ACCEPTED PURSUANT TO THE “LIMITED EMERGENCY”  
23 GIFT PROCEDURES SET FORTH IN § 3-1-506 OF THE CODE.

1           (b) This title applies to a gift of a real property easement if the value of the easement is  
2 less than \$5,000.

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4           SECTION 2. AND BE IT FURTHER ENACTED, that this Act, having been passed by  
5 the affirmative vote of five members of the County Council, shall take effect 15 days from the  
6 date of enactment.



# LEGISLATION DETAIL

LEGISLATION \_\_\_\_\_

DISPOSITION \_\_\_\_\_

ENACTED \_\_\_\_\_

EFFECTIVE \_\_\_\_\_

AMENDMENTS \_\_\_\_\_

## ROLL CALL - LEGISLATION

MOTION		SECOND
AYE	NAY	
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Young
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Patoka
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Kach
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Jones
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Marks
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Ertel
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Crandell

## ROLL CALL - AMENDMENTS

MOTION		SECOND
AYE	NAY	
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Young
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