

Introduced _____
Public Hearing _____
Council Action _____
Executive Action _____
Effective Date _____

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; specifying the contents of the analysis; providing for public availability; and generally relating to the enactment of legislation.

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

By order _____
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 _____, 2020.

By order _____
Diane Schwartz Jones, Administrator

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

By order _____
Diane Schwartz Jones, Administrator

Sealed with the County Seal and presented to the County Executive for approval this ____ day of _____, 2020 at ____ a.m./p.m.

By order _____
Diane Schwartz Jones, Administrator

Approved/Vetoed by the County Executive _____, 2020

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) “FISCAL ANALYSIS”.

14

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

15

(1) A SUMMARY OF A BILL;

16

(2) AN EVALUATION OF THE FISCAL IMPACT THAT A BILL WOULD HAVE ON COUNTY

17

GOVERNMENT OPERATIONS, REVENUES, AND SPENDING; AND

18

(3) AN EXPLANATION OF HOW THE BILL WILL BE IMPLEMENTED.

19

(B) *IN GENERAL*.

20

(1) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE COUNTY AUDITOR

21

MUST SUBMIT A FISCAL ANALYSIS TO THE COUNTY COUNCIL OF EACH BILL UNDER CONSIDERATION BY

22

THE COUNCIL.

23

(II) THIS SUBSECTION DOES NOT APPLY TO THE ANNUAL BUDGET AND APPROPRIATION

24

ORDINANCE OF HOWARD COUNTY.

25

(2) A SEPARATE FISCAL ANALYSIS IS REQUIRED FOR EACH BILL.

26

(C) *TIME FOR SUBMISSION*.

27

(1) A FISCAL ANALYSIS MUST BE SUBMITTED TO THE COUNTY COUNCIL NOT LATER THAN 2

28

BUSINESS DAYS BEFORE THE PUBLIC HEARING FOR THE LEGISLATION.

29

(2) IF THE COUNTY AUDITOR CANNOT SUBMIT THE FISCAL ANALYSIS WITHIN THE TIME REQUIRED

30

BY PARAGRAPH (1) OF THIS SUBSECTION, THE AUDITOR MUST NOTIFY THE COUNCIL CHAIRPERSON IN

31

WRITING OF THE DELAY, THE REASON FOR THE DELAY, AND THE REVISED DELIVERY DATE. IF THE COUNCIL

1 CHAIRPERSON FINDS THAT THE REVISED DELIVERY DATE IS UNREASONABLE, THE CHAIRPERSON MAY SET
2 A DIFFERENT DELIVERY DEADLINE.

3 *(D) CONTENT OF FISCAL ANALYSIS.*

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

7 *(E) PUBLICATION.*

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

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

12 *(F) COMPLIANCE.*

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

15

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

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