

MEMORANDUM

September 20, 2018

TO: Government Operations and Fiscal Policy Committee

FROM: Amanda Mihill, Legislative Attorney *AMH*

SUBJECT: Bill 28-18, Boards, Committees, and Commissions – Amendments

PURPOSE: Worksession – Committee to make recommendations on Bill

Bill 28-18, Boards, Committees, and Commissions - Amendments, sponsored by Lead Sponsor Council President Riemer at the request of the County Executive, was introduced on July 17, 2018. A public hearing was held on September 18 at which there were no speakers. The Executive submitted written testimony, which is on ©21.

Bill 28-18 would reduce the membership of the Cable and Communications Advisory Committee from 15 members to 9 members, increase the number of veteran representatives on the Commission on Veterans affairs and remove the Director of the Department of Economic Development from the Commission, and change the name of the Committee on Hate/Violence to the Committee Against Hate Violence. The Executive originally transmitted 3 separate bills, but agreed to consolidate the bills into 1 omnibus bill.

Council staff recommendation: enact Bill 28-18.

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Bill No. 28-18
Concerning: Boards, Committees, and
Commissions - Amendments
Revised: 7/11/2018 Draft No. 1
Introduced: July 17, 2018
Expires: January 17, 2020
Enacted: _____
Executive: _____
Effective: _____
Sunset Date: None
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

Lead Sponsor: Council President at the request of the County Executive

AN ACT to:

- (1) change the membership of the Cable and Communications Advisory Committee;
- (2) change the membership composition of the Commission on Veterans Affairs;
- (3) change the name of the Committee on Hate/Violence to the Committee Against Hate Violence; and
- (4) generally amend the laws related to boards, committees, and commissions.

By amending

Montgomery County Code
Chapter 8A, Cable Communications
Section 8A-30

Chapter 24, Health and Sanitation
Section 24-61

Chapter 27, Human Rights and Civil Liberties
Section 27-63

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

Sec 1. Sections 8A-30, 24-61, and 27-63 is amended as follows:

8A-30. Cable and Communications Advisory Committee.

* * *

(c) The Advisory Committee must have [15] 9 voting members appointed by the Executive and confirmed by the Council for 3-year terms. The members should broadly represent technology areas.

(d) The [membership must include] Executive must appoint one representative selected by the Montgomery County Chapter of the Maryland Municipal League[;], one representative selected by the City of Rockville[;], and one representative selected by the City of Takoma Park. However, if any of these organizations do not provide a representative, the representative may be selected from the public at large.

(e) The Executive must appoint 6 members selected from the public at large.

(f) The members annually must elect the chairperson and vice chairperson of the Committee. A person must not serve more than 2 consecutive terms as chairperson.

[(e)] (g) Members are subject to Chapter 19A.

Sec. 24-61. Commission on Veterans Affairs.

* * *

(c) *Composition; Term.*

(1) The Commission has 16 voting members.

(2) The Executive should appoint [8] 9 members who are veterans and may be a member of a veterans group, such as:

(A) Vietnam Veterans of America;

(B) American Veterans (AMVETS);

(C) Disabled American Veterans;

(D) Veterans of Foreign Wars;

(E) Women Veterans of America;

(F) American Legion; or

(G) Military Order of the Purple Heart.

(3) The Executive must appoint 4 members to represent the general public.

(4) The Executive must designate the following ex officio members:

(A) the Director of the Department of Health and Human Services, or the Director's designee;

(B) [the Director of the Department of Economic Development, or the Director's designee;

[(C)] the County Executive or the Executive's designee; and

[(D)] (C) the President of Montgomery College or the President's designee.

* * *

27-63. Committee [on] Against Hate/Violence.

(a) *Members.* The County Executive must appoint, subject to confirmation by the County Council, a Committee [on] Against Hate/Violence. The Committee consists of 15 voting members and 6 ex-officio nonvoting members. Each voting member must, when appointed, reside in the County.

* * *

LEGISLATIVE REQUEST REPORT

Bill 28-18

Boards, Commissions, and Commissions – Amendments

DESCRIPTION:	The Bill would change the membership of the Cable and Communications Advisory Committee from 15 members to 9 members, change the membership composition of the Commission on Veterans Affairs, and change the name of the Committee on Hate/Violence to the Committee Against Hate Violence
PROBLEM:	<p>CCAC: Due to changes in cable service and process, 15 committee members are no long necessary. Additionally, it has been difficult to interest members from the Cities of Takoma Park and Rockville, and the Maryland Municipal League, causing difficulty achieving a quorum.</p> <p>Committee on Hate/Violence: The Committee on Hate/Violence can be misconstrued to imply that the Committee favors hate and violence.</p> <p>Commission on Veterans Affairs: The Department of Economic development has been abolished, so the director's position no longer exists. The Commission has often been unable to accommodate veteran applicants.</p>
GOALS AND OBJECTIVES:	Update certain laws related to Boards, Committees, and Commissions.
COORDINATION:	County Executive, Office of Cable and Broadband Services, Office of Commission on Human Rights, Health and Human Services.
FISCAL IMPACT:	To be requested.
ECONOMIC IMPACT:	To be requested.
EVALUATION:	To be researched.
EXPERIENCE ELSEWHERE:	To be researched.
SOURCE OF INFORMATION:	Connie Latham, Special Assistant to the County Executive Katherine Lloyd, Office of the County Attorney.
APPLICATION WITHIN MUNICIPALITIES:	To be researched.
PENALTIES:	Not applicable.



OFFICE OF THE COUNTY EXECUTIVE
ROCKVILLE, MARYLAND 20850

MEMORANDUM

Isiah Leggett
County Executive

July 3, 2018

TO: Hans Riemer, Council President
Montgomery County Council Members
Isiah Leggett
FROM: Isiah Leggett, County Executive
SUBJECT: Bill to Change the Membership of the Cable and Communications
Advisory Committee

I am submitting, for the Council's consideration, a bill that would reduce the number of members on the Cable and Communications Advisory Committee, and make the City of Rockville, City of Takoma Park and Maryland Municipal League positions flexible so that if they cannot be filled, the positions may be filled by members of the public.

The changes are necessary because it has been difficult to attract new members of the Commission, and the City of Rockville, City of Takoma Park and the Maryland Municipal League are often unable to provide representatives, leaving the Commission low on membership and unable to have a quorum and, therefore, unable to vote on issues.

It will be easier to fill positions on a Commission with fewer members, and easier to fill the City of Rockville, City of Takoma Park and Maryland Municipal League positions with public members if no representatives are provided.

There will be no fiscal or economic impact to the County if these changes are approved.

Thank you for your consideration of this legislation.

Attachments

cc: Constantia Latham, Special Assistant to the County Executive
Sonny Segal, Director, Department of Technology Services
Ivan Galic, Department of Technology Services
Marjorie Williams, Department of Technology Services

Fiscal Impact Statement
Bill XX-18 Cable and Communication Advisory Committee

1. Legislative Summary

This Bill reduces the size of the Cable and Communications Advisory Committee from fifteen to nine members to address difficulties meeting quorum. The Bill also allows for a representative to be selected from the public at large if the designated organizations, including Montgomery County Chapter of the Maryland Municipal League, City of Rockville, and City of Takoma Park, are unable to provide a representative.

2. An estimate of changes in County revenues and expenditures regardless of whether the revenues or expenditures are assumed in the recommended or approved budget. Includes source of information, assumptions, and methodologies used.

This Bill does not impact revenues or expenditures.

3. Revenue and expenditure estimates covering at least the next 6 fiscal years.

This Bill does not impact revenues or expenditures.

4. An actuarial analysis through the entire amortization period for each bill that would affect retiree pension or group insurance costs.

Not applicable.

5. An estimate of expenditures related to County's information technology (IT) systems, including Enterprise Resource Planning (ERP) systems.

Not applicable.

6. Later actions that may affect future revenue and expenditures if the bill authorizes future spending.

Not applicable.

7. An estimate of the staff time needed to implement the bill.

Not applicable.

8. An explanation of how the addition of new staff responsibilities would affect other duties.

Not applicable.

9. An estimate of costs when an additional appropriation is needed.

Not applicable.

10. A description of any variable that could affect revenue and cost estimates.

Not applicable.

11. Ranges of revenue or expenditures that are uncertain or difficult to project.

Not applicable.

12. If a bill is likely to have no fiscal impact, why that is the case.

Not applicable.


13. Other fiscal impacts or comments.

Not applicable.

14. The following contributed to and concurred with this analysis:

Jennifer Nordin, Office of Management and Budget

Dieter Klinger, Department of Technology Services


Jennifer A. Hughes, Director
Office of Management and Budget

6/28/18
Date

**Economic Impact Statement
Bill xx-18 Cable and Communications Advisory Committee
Number of Members Amendment**

Background:

Bill xx-18 would change the membership of the Cable and Communications Advisory Committee from 15 members to 9 members. Due to changes in cable service and process, 15 committee members are no longer necessary. A streamlined committee can more easily attain full membership and maintain a quorum.

1. The sources of information, assumptions, and methodologies used.

There were no sources of information, assumptions, or methodologies needed in the formulation of this economic impact statement. The Cable and Communications Advisory Committee may provide advice and recommendations to the County Executive, County Council, and the Department of Technology Services on all telecommunications issues and any franchise agreement of application.

2. A description of any variable that could affect the economic impact estimates.

There are no variables that could affect the economic impact estimates from this legislation. The bill specifies that the membership must include one representative selected by the Montgomery County Chapter of the Maryland Municipal League; one representative selected by the City of Rockville; and one selected by the City of Takoma Park. If any of these organizations are unable to provide a representative, the representative may be selected from the public at large. The remaining 6 representatives must also be selected from the public at large.

3. The Bill's positive or negative effect, if any on employment, spending, savings, investment, incomes, and property values in the County.

The Bill will have no effect on employment, spending, savings, investment, incomes, or property values in the County.

4. If a Bill is likely to have no economic impact, why is that the case?

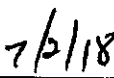
Please see paragraph 3.

5. The following contributed to or concurred with this analysis:

David Platt, Dennis Hetman – Department of Finance.



Alexandre Espinosa, Director
Department of Finance



Date



OFFICE OF THE COUNTY EXECUTIVE
ROCKVILLE, MARYLAND 20850

Isiah Leggett
County Executive

MEMORANDUM

July 10, 2018

TO: Hans Riemer, Council President
Montgomery County Council Members
Isiah Leggett
FROM: Isiah Leggett, County Executive
SUBJECT: Bill to Change the Membership Composition of the Commission on
Veterans Affairs

I am submitting, for the Council's consideration, a bill that would change the membership composition of the Commission on Veterans Affairs, by reducing the number of ex officio positions by abolishing the "Director of the Department of Economic Development, or the Director's designee" position. The bill would also add one additional veteran position to the Commission.

The change is necessary because the Department of Economic Development was abolished and, therefore, the position can no longer be filled, and to accommodate applicant interest in the veteran position.

There will be no fiscal or economic impact to the County if this change is approved.

Thank you for your consideration of this legislation.

Attachments

cc: Constantia Latham, Special Assistant to the County Executive
Uma Ahluwalia, Director, Department of Health and Human Services
Betsy Luecking, Commission on Veterans Affairs

Fiscal Impact Statement
Bill XX-18 - Commission on Veterans Affairs

1. Legislative Summary

The proposed legislation will change the membership composition of the Commission on Veterans Affairs by abolishing the position of the "Director of Economic Development or the Director's designee" and adding one additional veteran position.

2. An estimate of changes in County revenues and expenditures regardless of whether the revenues or expenditures are assumed in the recommended or approved budget. Includes source of information, assumptions, and methodologies used.

The proposed legislation does not impact revenues or expenditures.

3. Revenue and expenditure estimates covering at least the next 6 fiscal years.

See #2.

4. An actuarial analysis through the entire amortization period for each bill that would affect retiree pension or group insurance costs.

The proposed legislation does not impact retiree pension or group insurance costs.

5. An estimate of expenditures related to County's information technology (IT) systems, including Enterprise Resource Planning (ERP) systems.

The proposed legislation does not impact the County's IT or ERP systems.

6. Later actions that may affect future revenue and expenditures if the bill authorizes future spending.

The proposed legislation does not authorize future spending.

7. An estimate of the staff time needed to implement the bill.

The proposed legislation requires minimum staff time and adds no new staff responsibilities.

8. An explanation of how the addition of new staff responsibilities would affect other duties.

See #7.

9. An estimate of costs when an additional appropriation is needed.

The proposed legislation does not require additional appropriation.

10. A description of any variable that could affect revenue and cost estimates.

Not applicable. See #2.

11. Ranges of revenue or expenditures that are uncertain or difficult to project.

Not applicable. See #2.

12. If a bill is likely to have no fiscal impact, why that is the case.

The proposed legislation substitutes the Economic Development Director position for a veteran position to serve on the Commission on Veterans Affairs.

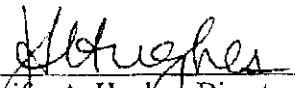
13. Other fiscal impacts or comments.

Not applicable.

14. The following contributed to and concurred with this analysis:

Erika Lopez-Finn, Office of Management and Budget; and

Jay Kenney, Department of Health and Human Services



Jennifer A. Hughes, Director
Office of Management and Budget

7/2/18
Date

Economic Impact Statement
Bill xx-18 Commission on Veteran Affairs Change to Membership Composition

Background:

Bill xx-18 would change the membership composition of the Commission on Veteran Affairs by abolishing the position of the "Director of Economic Development or the Director's designee" and adding one additional veteran position.

1. The sources of information, assumptions, and methodologies used.

There were no sources of information, assumptions, or methodologies needed in the formulation of this economic impact statement. The Department of Economic Development has been abolished, so the director's position no longer exists. The Commission has often been unable to accommodate veteran applicants.

2. A description of any variable that could affect the economic impact estimates.

There are no variables that could affect the economic impact estimates from this legislation. The goal of the legislation is to eliminate a membership position that no longer exists and accommodate additional veteran applicants.

3. The Bill's positive or negative effect, if any on employment, spending, savings, investment, incomes, and property values in the County.

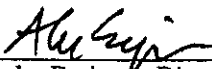
The Bill will have no effect on employment, spending, savings, investment, incomes, or property values in the County.

4. If a Bill is likely to have no economic impact, why is that the case?

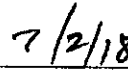
Please see paragraph 3.

5. The following contributed to or concurred with this analysis:

David Platt, Dennis Hetman – Department of Finance.



Alexandre Espinosa, Director
Department of Finance



Date



OFFICE OF THE COUNTY EXECUTIVE
ROCKVILLE, MARYLAND 20850

Isiah Leggett
County Executive

MEMORANDUM

July 10, 2018

TO: Hans Riemer, Council President
Montgomery County Council Members
Isiah Leggett
FROM: Isiah Leggett, County Executive
SUBJECT: Bill to Change Name of Committee on Hate/Violence

I am submitting, for the Council's consideration, a bill that would change the name of the Committee on Hate/Violence to the Committee Against Hate/Violence, to more accurately reflect the mission and duties of the Committee.

The change is necessary because the current Committee name could be misconstrued to favor hate and violence.

There will be no fiscal or economic impact to the County if this change is approved.

Thank you for your consideration of this legislation.

Attachments

cc: Constantia Latham, Special Assistant to the County Executive
James Stowe, Director, Office of Human Rights
Anis Ahmed, Committee on Hate Violence

Fiscal Impact Statement
Bill XX-18, Committee Against Hate/Violence

1. Legislative Summary

The proposed legislation changes the name of the Committee on Hate/Violence to the Committee Against Hate Violence.

2. An estimate of changes in County revenues and expenditures regardless of whether the revenues or expenditures are assumed in the recommended or approved budget. Includes source of information, assumptions, and methodologies used.

The proposed legislation will not impact revenues and have a minimum impact on expenditures related to updating publications and resource material to reflect the name change. These costs can be absorbed within current appropriation.

3. Revenue and expenditure estimates covering at least the next 6 fiscal years.

Not applicable.

4. An actuarial analysis through the entire amortization period for each bill that would affect retiree pension or group insurance costs.

Not applicable.

5. An estimate of expenditures related to County's information technology (IT) systems, including Enterprise Resource Planning (ERP) systems.

Not applicable.

6. Later actions that may affect future revenue and expenditures if the bill authorizes future spending.

Not applicable.

7. An estimate of the staff time needed to implement the bill.

Not applicable.

8. An explanation of how the addition of new staff responsibilities would affect other duties

Not applicable.

9. An estimate of costs when an additional appropriation is needed.

Not applicable.

10. A description of any variable that could affect revenue and cost estimates.

Not applicable.

11. Ranges of revenue or expenditures that are uncertain or difficult to project.

Not applicable.

12. If a bill is likely to have no fiscal impact, why that is the case.

Not applicable.


13. Other fiscal impacts or comments.

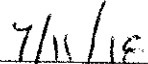
Not applicable.

The following contributed to and concurred with this analysis:

James Stowe, Office of Human Rights

Phil Weeda, Office of Management and Budget.


Jennifer A. Hughes, Director
Office of Management and Budget


Date

Economic Impact Statement
Bill xx-18 Committee on Hate/Violence Change to Name of Committee

Background:

Bill xx-18 would change the name of the Committee on Hate/Violence to the Committee Against Hate Violence.

1. The sources of information, assumptions, and methodologies used.

There were no sources of information, assumptions, or methodologies needed in the formulation of this economic impact statement. The name change will more accurately reflect the Committee's duties and mission.

2. A description of any variable that could affect the economic impact estimates.

There are no variables that could affect the economic impact estimates from this legislation.

3. The Bill's positive or negative effect, if any on employment, spending, savings, investment, incomes, and property values in the County.

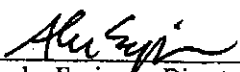
The Bill will have no effect on employment, spending, savings, investment, incomes, or property values in the County.

4. If a Bill is likely to have no economic impact, why is that the case?

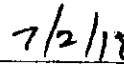
Please see paragraph 3.

5. The following contributed to or concurred with this analysis:

David Platt, Dennis Hetman – Department of Finance.



Alexandre Espinosa, Director
Department of Finance



Date



ROCKVILLE, MARYLAND

MEMORANDUM

August 16, 2018

TO: Hans Riemer, President, County Council

FROM: *M. C. B. Hughes*
Jennifer A. Hughes, Director, Office of Management and Budget
Alexandre A. Espinosa, Director, Department of Finance *MJE for A.A.E.*

SUBJECT: FEIS for Bill 28-18, Board, Committees, and Commissions – Amendments

Please find attached the fiscal and economic impact statements for the above-referenced legislation.

JAH:df

c: Bonnie Kirkland, Assistant Chief Administrative Officer
Lisa Austin, Office of the County Executive
Joy Nurmi, Special Assistant to the County Executive
Patrick Lacefield, Director, Public Information Office
David Platt, Department of Finance
Dennis Hetman, Department of Finance
Jane Mukira, Office of Management and Budget
Felicia Zhang, Office of Management and Budget

Fiscal Impact Statement

Bill 28-18 – Boards, Committees, and Commissions - Amendments

1. Legislative Summary

Bill 28-18 would reduce:

- the membership of the Cable and Communications Advisory Committee from 15 members to 9 members;
- increase the number of veteran representatives on the Commission on Veterans affairs and remove the Director of the Department of Economic Development from the Commission; and
- change the name of Committee on Hate/Violence to the Committee Against Hate Violence.

2. An estimate of changes in County revenues and expenditures regardless of whether the revenues or expenditures are assumed in the recommended or approved budget. Includes source of information, assumptions, and methodologies used.

This Bill does not impact revenues and would have minimal impact on expenditures related to updating publications and materials to reflect the proposed changes. These costs can be absorbed within current appropriation.

3. Revenue and expenditure estimates covering at least the next 6 fiscal years.

Not Applicable.

4. An actuarial analysis through the entire amortization period for each bill that would affect retiree pension or group insurance costs.

Not Applicable.

5. An estimate of expenditures related to County's information technology (IT) systems, including Enterprise Resource Planning (ERP) systems.

Not Applicable.

6. Later actions that may affect future revenue and expenditures if the bill authorizes future spending.

Not Applicable.

7. An estimate of the staff time needed to implement the bill.

Staff time required will be minimal and can be accommodated by current staff.

8. An explanation of how the addition of new staff responsibilities would affect other duties.
Not Applicable.

9. An estimate of costs when an additional appropriation is needed.
Not Applicable.

10. A description of any variable that could affect revenue and cost estimates.
Not Applicable.

11. Ranges of revenue or expenditures that are uncertain or difficult to project.
Not Applicable.


12. If a bill is likely to have no fiscal impact, why that is the case.
Bill 28-18 is making structural and name changes and will have minimal impact on the County if enacted.

13. Other fiscal impacts or comments.
Not Applicable.

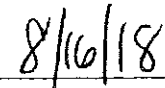
14. The following contributed to and concurred with this analysis:

Sonetta Neuville, Office of the County Executive

Jane Mukira, Office of Management and Budget



Jennifer A. Hughes, Director
Office of Management and Budget



Date

Economic Impact Statement
Bill 28-18 Board, Committees, and Commissions - Amendments

Background:

Bill 28-18 would reduce:

- the membership of the Cable and Communications Advisory Committee from 15 members to 9 members;
- increase the number of veteran representatives on the Commission on Veterans affairs and remove the Director of the Department of Economic Development from the Commission; and
- change the name of the Committee on Hate/Violence to the Committee Against Hate Violence.

1. The sources of information, assumptions, and methodologies used.

There were no sources of information, assumptions, or methodologies needed in the formulation of this economic impact statement. The Cable and Communications Advisory Committee may provide advice and recommendations to the County Executive, County Council, and the Department of Technology Services on all telecommunications issues and any franchise agreement of application. The Department of Economic Development has been abolished, so the director's position no longer exists. The Commission has often been unable to accommodate veteran applicants.

2. A description of any variable that could affect the economic impact estimates.

There are no variables that could affect the economic impact estimates from this legislation.

3. The Bill's positive or negative effect, if any on employment, spending, savings, investment, incomes, and property values in the County.

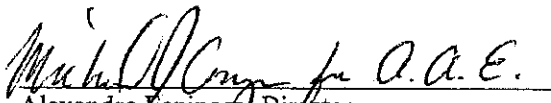
The Bill will have no effect on employment, spending, savings, investment, incomes, or property values in the County.

4. If a Bill is likely to have no economic impact, why is that the case?

Please see paragraph 3.

5. The following contributed to or concurred with this analysis:

David Platt, Dennis Hetman – Department of Finance.


Alexandre Espinosa, Director
Department of Finance


Date

STATEMENT OF COUNTY EXECUTIVE ISIAH LEGGETT ON EXPEDITED BILL 28-18, BOARDS, COMMITTEES, AND COMMISSIONS – AMENDMENTS

September 18, 2018

Expedited Bill 28-18 was introduced to make several primarily technical changes to three board, committees and commissions.

First, Bill 28-18 will reduce the membership of the Cable and Communications Advisory Committee from 15 members to 9 members. This change is necessary because changes in cable service and process makes 15 members unnecessary and because it has been difficult to attract new members of the Commission. The City of Rockville, City of Takoma Park and the Maryland Municipal League are often unable to provide representatives, leaving the Commission low on membership and unable to have a quorum and unable to vote on issues. It will be easier to fill positions on a Commission with fewer members, and easier to fill the City of Rockville, City of Takoma Park and Maryland Municipal League positions with public members if no representatives are provided. A streamlined committee can more easily attain full membership and maintain a quorum.

The bill also seeks to change the membership composition of the Commission on Veterans Affairs. It reduces the number of *ex officio* positions by removing the "Director of the Department of Economic Development, or the Director's designee" because the Department of Economic Development was abolished. The bill would also add one additional veteran position to the Commission.

Finally, this bill changes the name of the Committee on Hate/Violence to the Committee Against Hate/ Violence to more accurately reflect the mission and duties of the Committee.

I respectfully request the Council's favorable consideration of the bill.