

Public Hearing

MEMORANDUM

November 9, 2012

TO: County Council

FROM: Amanda Mihill, Legislative Attorney *A. Mihill*

SUBJECT: **Public Hearing:** Bill 28-12, Personnel – Merit System Review Commission - Amendments

Bill 28-12, Personnel – Merit System Review Commission - Amendments, sponsored by the Government Operations and Fiscal Policy Committee was introduced on October 16, 2012. A Government Operations and Fiscal Policy Committee worksession is tentatively scheduled for November 19 at 2:00 p.m.

Bill 28-12 would eliminate the requirement that the Council appoint the Merit System Review Commission every 4 years. The Council would retain the authority to appoint the Committee as necessary. The first Committee was appointed in 1980 and issued a report in 1981. Every 4 years since 1981, the Council has determined that it was not necessary to appoint the Committee. The requirement for a Committee predates collective bargaining and the Management Leadership Service.

This packet contains:

Bill 28-12

Legislative Request Report

Circle #

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Bill No. 28-12
Concerning: Personnel – Merit System
Review Commission – Amendments
Revised: 9/13/2012 Draft No. 1
Introduced: October 16, 2012
Expires: April 16, 2014
Enacted: _____
Executive: _____
Effective: _____
Sunset Date: _____
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Government Operations and Fiscal Policy Committee

AN ACT to:

- (1) eliminate the requirement that the Council appoint the Merit System Review Commission every 4 years; and
- (2) generally amend the personnel law.

By amending

Montgomery County Code
Chapter 33, Personnel and Human Resources
Section 33-5

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:

28 commission and the county council shall] and the Council must
29 appoint the remaining members.

30 (iv) Each [commission shall terminate] Commission terminates after
31 it [renders to the county council] submits its final report to the
32 Council.

33 * * *

34 *Approved:*

35

Roger Berliner, President, County Council

Date

36 *Approved:*

37

Isiah Leggett, County Executive

Date

38 *This is a correct copy of Council action.*

39

Linda M. Lauer, Clerk of the Council

Date

LEGISLATIVE REQUEST REPORT

Bill 28-12

Personnel – Merit System Review Commission – Amendments

DESCRIPTION: Bill 28-12 would eliminate the requirement that the Council appoint the Merit System Review Commission every 4 years

PROBLEM: The first Committee was appointed in 1980 and issued a report in 1981. Every 4 years since 1981, the Council has determined that it was not necessary to appoint the Committee. The requirement for a Committee predates collective bargaining and the Management Leadership Service.

GOALS AND OBJECTIVES: To eliminate the requirement that the Council appoint the Committee every 4 years.

COORDINATION: County Council; Merit System Protection Board

FISCAL IMPACT: To be requested.

ECONOMIC IMPACT: To be requested.

EVALUATION: To be requested.

EXPERIENCE ELSEWHERE: To be researched.

SOURCE OF INFORMATION: Amanda Mihill, Legislative Attorney, 240-777-7815

APPLICATION WITHIN MUNICIPALITIES: To be researched.

PENALTIES: N/A