


MEMORANDUM

November 30, 2018

TO: County Council

FROM: Robert H. Drummer, Senior Legislative Attorney 

SUBJECT: Expedited Bill 39-18, Domestic Violence Coordinating Council – Membership - Amendments

PURPOSE: Public Hearing/Action – Council roll call vote required

Expedited Bill 39-18, Domestic Violence Coordinating Council – Membership - Amendments, sponsored by Lead Sponsor Councilmember Katz and Co-Sponsor Council Vice President Navarro, was introduced on November 13, 2018. A public hearing followed by action is tentatively scheduled for December 4, 2018 at 1:30 p.m.

Expedited Bill 39-18 would:

- (1) add 2 members to the Domestic Violence Coordinating Council;
- (2) extend the term of the chair of the Council; and
- (3) modify the requirements for the student member.

Background

The Domestic Violence Coordinating Council (DVCC) was established to advise the County Executive, County Council, and Criminal Justice Coordinating Commission and its members on policies, programs, and legislation necessary to prevent domestic violence and help victims and their families. The DVCC requested these changes to its composition.

Bill 39-18 would add 2 public members to the 17-member DVCC who represent a non-governmental domestic violence service or advocacy organization serving County residents. The additional members would increase the expertise in this area on the Council.

The Bill would also extend the term of the chair from 1 year to 2 years. Since the DVCC meets once every other month, replacing the chair every year results in the chair only presiding for 6 meetings.

Finally, the Bill would modify the requirements for the student member. Under the current student eligibility requirements, a student appointed in 12th grade can only serve for less than one year. The Bill would allow the student member to become involved in the DVCC Initiatives for at least a full year before graduating high school.

This packet contains:

Expedited Bill 39-18

Legislative Request Report

Circle #

1

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Expedited Bill No. 39-18
Concerning: Domestic Violence
Coordinating Council – Membership -
Amendments
Revised: November 7, 2018 Draft No. 2
Introduced: November 13, 2018
Expires: May 13, 2020
Enacted: _____
Executive: _____
Effective: _____
Sunset Date: None
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

Lead Sponsor: Councilmember Katz
Co-Sponsor: Council Vice President Navarro

AN EXPEDITED ACT to:

- (1) add 2 members to the Domestic Violence Coordinating Council;
- (2) extend the term of the chair of the Council;
- (3) modify the requirements for the student member; and
- (4) generally amend the law governing the Domestic Violence Coordinating Council.

By amending

Montgomery County Code
Chapter 2, Administration
Section 2-59

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. Section 2-59 is amended as follows:

2-59. Domestic Violence Coordinating Council.

(a) *Definition.* In this section “Coordinating Council” means the Domestic Violence Coordinating Council.

(b) *Established.* There is a Domestic Violence Coordinating Council.

(c) *Composition and terms of members.*

(1) The Coordinating Council has [17] 19 members.

(2) The County Council requests the following individuals to serve as ex officio members of the Coordinating Council:

(A) The Administrative Judge for District 6 of the Maryland District Court or designee of the Administrative Judge;

(B) The Administrative Judge for the Montgomery County Circuit Court or designee of the Administrative Judge;

(C) The State’s Attorney for Montgomery County or designee of the State’s Attorney;

(D) The Regional Director of the Division of Parole and Probation, Maryland Department of Public Safety and Corrections or designee of the Regional Director;

(E) The County Sheriff or designee of the County Sheriff; and

(F) The President of the County Board of Education or designee of the President.

(3) Subject to confirmation by the County Council, the County Executive should appoint the following individuals to serve as ex officio members of the Coordinating Council:

(A) A member or designee of the County Council, selected by the Council President;

(B) The Chief of Police or designee of the Chief of Police;

- 28 (C) The Director of the Department of Health and Human
 29 Services or designee of the Director[.];
- 30 (D) The Executive Director of the Commission for Women or
 31 designee of the Executive Director; and
- 32 (E) The Director of the Department of Correction and
 33 Rehabilitation or designee of the Director.
- 34 (4) Subject to confirmation by the County Council, the County
 35 Executive must appoint the following individuals to serve 3-year
 36 terms on the Coordinating Council:
- 37 (A) 1 attorney with experience representing victims of domestic
 38 violence; [and]
- 39 (B) 4 members of the public with a demonstrated interest in
 40 domestic violence issues, including at least one individual
 41 who is a former victim of domestic violence[.]; and
- 42 (C) 2 representatives from a non-governmental domestic
 43 violence service or advocacy organization serving County
 44 residents.
- 45 (5) Subject to confirmation by the County Council, the County
 46 Executive must appoint a student member to serve a 1-year term
 47 on the Coordinating Council. The student member's term may be
 48 renewed for 1 additional year. The student member [should] must
 49 be a high school [junior or senior] student who resides in the
 50 County when initially appointed [and should attend a public or
 51 private school in the County].
- 52 (d) *Voting, officers, meetings, and compensation.*
- 53 (1) All members of the Coordinating Council are voting members.

(2) The Coordinating Council must elect a chair and vice-chair from among its members to serve [1-year] 2-year terms.

(3) The Coordinating Council must meet at least 4 times each year.

(4) Section 2-148 does not apply to members appointed under subsection (c)(2) and (3).

(5) Except as provided in paragraph (6), a member must serve without compensation.

(6) A member may request reimbursement for mileage and dependent care costs at rates established by the County.

* * *

Sec. 2. Expedited Effective Date.

The Council declares that this legislation is necessary for the immediate protection of the public interest. This Act takes effect on the date on which it becomes law.

Approved:

Hans D. Riemer, President, County Council

Date

Approved:

Marc Elrich, County Executive

Date

This is a correct copy of Council action.

Megan Davey Limarzi, Esq., Clerk of the Council

Date

LEGISLATIVE REQUEST REPORT

Bill 39-18

Domestic Violence Coordinating Council – Membership - Amendments

DESCRIPTION: Bill 39-18 would add 2 public members to the Domestic Violence Coordinating Council (DVCC), extend the term of the chair to 2 years, and change the requirements for the student member.

PROBLEM: Since the DVCC meets once every other month, the replacing the chair every year results in the chair only presiding for 6 meetings. Under the current student eligibility requirements, a student appointed in 12th grade can only serve for less than one year. The addition of 2 public members with additional knowledge and experience in this area would expand the ability of the DVCC to accomplish its mission.

GOALS AND OBJECTIVES: The goal of the Bill is to enhance the ability of the DVCC to accomplish its mission.

COORDINATION: Police, Corrections, Health and Human Services, the Commission for Women, and the DVCC

FISCAL IMPACT: To be provided

ECONOMIC IMPACT: To be provided

EVALUATION: To be provided

EXPERIENCE ELSEWHERE: N/A

SOURCE OF INFORMATION: Robert H. Drummer, Senior Legislative Attorney

APPLICATION WITHIN MUNICIPALITIES: N/A

PENALTIES: N/A

MEMORANDUM

December 3, 2018

TO: County Council

FROM: Robert H. Drummer, Senior Legislative Attorney



SUBJECT: Expedited Bill 39-18, Domestic Violence Coordinating Council – Membership -
Amendments

PURPOSE: Addendum to Public Hearing/Action packet– Council roll call vote required

Attached is the Fiscal and Economic Impact Statement for Bill 39-18. It was sent over on December 3 after the Public Hearing packet went to print.



OFFICE OF MANAGEMENT AND BUDGET

Isiah Leggett
County Executive

MEMORANDUM

Jennifer A. Hughes
Director

November 30, 2018

TO: Hans Riemer, President, County Council

FROM: Jennifer A. Hughes, Director, Office of Management and Budget
Alexandre A. Espinosa, Director, Department of Finance *MCB JAH*

SUBJECT: FEIS for Bill 39-18e, Domestic Violence Coordinating Council – Membership - Amendments *AE*

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

JAH:rh

c: Bonnie Kirkland, Assistant Chief Administrative Officer
Lisa Austin, Offices of the County Executive
Joy Nurmi, Special Assistant to the County Executive
Patrick Lacefield, Director, Public Information Office
Thomas Manion, Family Justice Center Director, Montgomery County Sheriff's Office
Alexandre Espinosa, Department of Finance
Dennis Hetman, Department of Finance
David Platt, Department of Finance
Richard Harris, Office of Management and Budget
Helen Vallone, Office of Management and Budget

Office of the Director

101 Monroe Street, 14th Floor • Rockville, Maryland 20850 • 240-777-2800
www.montgomerycountymd.gov



Fiscal Impact Statement
Bill 39-18E & Domestic Violence Coordinating Council – Membership - Amendments

1. Legislative Summary

Bill 39-18E concerns membership of the County's Domestic Violence Coordinating Council (DVCC). Specifically, it:

- extends the term of the DVCC Chair from one year to two years,
- adds two members of the public to DVCC membership, and
- modifies eligibility requirements for DVCC's student member

The legislation is intended to strengthen the effectiveness of the body by providing longer-term direction and expanding outside expertise to its membership.

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.

Bill 39-18E is not estimated to have an impact on County revenues or expenditures because it concerns DVCC membership, which does not impact finances.

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

Bill 39-18E is not estimated to have an impact on future County revenues or expenditures over the next six fiscal years.

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

Bill 39-18E is not estimated to impact pension or insurance costs.

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

Bill 39-18E is not estimated to impact on County IT or ERP systems.

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

Bill 39-18E does not authorize future spending.

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

No staff time is required to implement Bill 39-18E.

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

No additional staff time is required to implement Bill 39-18E.

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

No appropriation is needed to implement Bill 39-18E.

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 39-18E is unlikely to have a fiscal impact because it strictly concerns expanding DVCC membership, altering eligibility for DVCC membership, and extending the term of DVCC leadership. These changes do not impact County revenues or expenditures.


13. Other fiscal impacts or comments.

Not applicable.

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

Thomas Manion, Family Justice Center Director, Montgomery County Sheriff's Office

Richard H. Harris, Office of Department Management and Budget



Jennifer A. Hughes, Director
Office of Management and Budget



Date

Economic Impact Statement
Bill 39-18 Domestic Violence Coordinating Council – Membership - Amendments

Background:

Bill 39-18 would add 2 public members to the Domestic Violence Coordinating Council (DVCC), extend the term of the chair to 2 years, and change the requirements for the student member. Since the DVCC meets once every other month, the replacing of the chair every year results in the chair only presiding for 6 meetings. Under the current student eligibility requirements, a student appointed in 12th grade can only serve for less than one year. The addition of 2 public members with additional knowledge and experience in this area would expand the ability of the DVCC to accomplish its mission.

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.

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 enhance the ability of the DVCC to accomplish its mission.

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

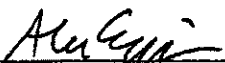
The Bill will have no effect on employment, spending, savings, investment, incomes, or property values in the County.

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

11/29/2018
Date