

Introduced 4/2/18
Public Hearing 4/16/18
Council Action 5/7/18
Executive Action 5/14/18
Effective Date 7/14/18

County Council of Howard County, Maryland

2018 Legislative Session

Legislative Day No. 4

Bill No. 19-2018

Introduced by: The Chairperson at the request of the County Executive

AN ACT amending certain references in the County Code to the consumer price index for the Howard County Retirement Plan and the Howard County Police and Fire Employees' Retirement Plan that currently refer to the Baltimore-Washington Consumer Price Index to be the Baltimore-Columbia-Towson index; and generally relating to the geographic area sample for cost of living adjustments to retirees' benefits under the Howard County Retirement Plan and the Howard County Police and Fire Employees' Retirement Plan.

Introduced and read first time April 2, 2018. Ordered posted and hearing scheduled.
By order Jessica Feldmark
Jessica Feldmark, 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 April 16, 2018.
By order Jessica Feldmark
Jessica Feldmark, Administrator

This Bill was read the third time on May 7, 2018 and Passed , Passed with amendments , Failed .
By order Jessica Feldmark
Jessica Feldmark, Administrator

Scaled with the County Seal and presented to the County Executive for approval this 10th day of May, 2018 at 3 a.m./p.m.
By order Jessica Feldmark
Jessica Feldmark, Administrator

Approved/Vetoed by the County Executive May 14, 2018
Allan H. Kittleman
Allan H. Kittleman, 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*
2 *Howard County Code is amended as follows:*

3
4 *By amending:*

5 *Title 1 – Human Resources*

6 *Subtitle 4. Retirement Plans.*

7 *Subsection (c) of Section 1.435 “Cost of living adjustments.”*

8 *Subtitle 4A. Police and Fire Employees’ Retirement Plan.*

9 *Subsection (c) of Section 1.435A “Cost of living adjustments.”*

10
11 **Title 1. Human Resources.**

12 **Subtitle 4. Retirement Plans.**

13
14 **Sec. 1.435. - Cost of living adjustments.**

15
16 *(c) Definition of Consumer Price Index.*

17 (1) The consumer price index to be used is the index for "All Urban Consumers
18 (CPI-U) BALTIMORE-COLUMBIA-TOWSON, MD, ALL ITEMS, AS PUBLISHED BY THE
19 UNITED STATES DEPARTMENT OF LABOR, [[Washington-Baltimore, DC-MD-VA-
20 WV—All items—November 1996=100" published by the Bureau of Labor
21 Statistics]]; and the Consumer Price Index as of any valuation date means the
22 index reading on the last day of [[March]] FEBRUARY preceding such
23 valuation date. NOTWITHSTANDING THE FOREGOING, EFFECTIVE JULY 1, 2018, THE
24 CONSUMER PRICE INDEX AS OF THE JULY 1, 2017 VALUATION DATE MEANS THE
25 AVERAGE OF (I) THE INDEX READING ON THE LAST DAY OF JANUARY, 2017 AND (II)
26 THE INDEX READING ON THE LAST DAY OF MARCH, 2017.

27 (2) In the event the Bureau of Labor Statistics abandons publication of the index for
28 "All Urban Consumers (CPI-U) BALTIMORE-COLUMBIA-TOWSON, MD – ALL ITEMS
29 [[Washington-Baltimore, DC-MD-VA-WV—All items—November
30 1996=100]]" the County shall adopt any other index which, in its judgment,
31 provides an accurate measure of cost-of-living changes.

1
2 **Title 1. Human Resources.**

3 **Subtitle 4A. Police and Fire Employees' Retirement Plan.**

4
5 **Sec. 1.435A. - Cost of living adjustments.**

6
7 *(c) Definition of Consumer Price Index.*

- 8 (1) The consumer price index to be used is the index for "All Urban Consumers
9 (CPI-U) BALTIMORE-COLUMBIA-TOWSON, MD, ALL ITEMS, AS PUBLISHED BY THE
10 UNITED STATES DEPARTMENT OF LABOR, [[Washington-Baltimore, DC-MD-VA-
11 WV—All items—November 1996=100" published by the Bureau of Labor
12 Statistics]]; and the Consumer Price Index as of any valuation date means the
13 index reading on the last day of [[March]] FEBRUARY preceding such
14 valuation date. NOTWITHSTANDING THE FOREGOING, EFFECTIVE JULY 1, 2018, THE
15 CONSUMER PRICE INDEX AS OF THE JULY 1, 2017 VALUATION DATE MEANS THE
16 AVERAGE OF (I) THE INDEX READING ON THE LAST DAY OF JANUARY, 2017 AND (II)
17 THE INDEX READING ON THE LAST DAY OF MARCH, 2017.
- 18 (2) In the event the Bureau of Labor Statistics abandons publication of the index for
19 "All Urban Consumers (CPI-U) BALTIMORE-COLUMBIA-TOWSON, MD – ALL ITEMS
20 [[Washington-Baltimore, DC-MD-VA-WV—All items—November
21 1996=100]]" the County shall adopt any other index which, in its judgment,
22 provides an accurate measure of cost-of-living changes.

23
24 *Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland that*
25 *this Act shall become effective 61 days after its enactment.*
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29

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on May 14, 2018.



Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on _____, 2018.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on _____, 2018.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on _____, 2018.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on _____, 2018.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on _____, 2018.

Jessica Feldmark, Administrator to the County Council

Amendment 1 to Council Bill No. 19-2018

BY: The Chairperson at the
request of the County Executive

Legislative Day 5
Date: May 7, 2018

Amendment No. 1

(This amendment revises a defined term in the Bill)

1 On page 1, in line 23, after “date.” insert:

2 “NOTWITHSTANDING THE FOREGOING, EFFECTIVE JULY 1, 2018, THE CONSUMER PRICE
3 INDEX AS OF THE JULY 1, 2017 VALUATION DATE MEANS THE AVERAGE OF (I) THE INDEX READING
4 ON THE LAST DAY OF JANUARY, 2017 AND (II) THE INDEX READING ON THE LAST DAY OF MARCH,
5 2017.”.

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7

8 On page 2, in line 11, after “date.” insert:

9 “NOTWITHSTANDING THE FOREGOING, EFFECTIVE JULY 1, 2018, THE CONSUMER PRICE
10 INDEX AS OF THE JULY 1, 2017 VALUATION DATE MEANS THE AVERAGE OF (I) THE INDEX READING
11 ON THE LAST DAY OF JANUARY, 2017 AND (II) THE INDEX READING ON THE LAST DAY OF MARCH,
12 2017.”.

ADOPTED

5/7/18

FAILED

SIGNATURE

Jessica Feldmark