

Introduced 6/6/16  
Public Hearing 6/20/16  
Council Action 7/8/16  
Executive Action 7/14/16  
Effective Date 9/10/16

## County Council of Howard County, Maryland

2016 Legislative Session

Legislative Day No. 7

### Bill No. 35-2016

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

AN ACT to establish a Martin Luther King, Jr. Holiday Commission; providing for the membership and staffing of the Commission; setting forth the requirements for meetings; providing for the purpose and responsibilities of the Commission; providing the expiration dates of the terms of the initial members of the Commission; and generally relating to the Martin Luther King, Jr. Holiday Commission.

Introduced and read first time June 6, 2016. 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 June 20, 2016.

By order

Jessica Feldmark  
Jessica Feldmark, Administrator

This Bill was read the third time on July 8, 2016 and Passed , Passed with amendments , Failed .

By order

Jessica Feldmark  
Jessica Feldmark, Administrator

Sealed with the County Seal and presented to the County Executive for approval this 11th day of July, 2016 at 10:15 a.m./p.m.

By order

Jessica Feldmark  
Jessica Feldmark, Administrator

Approved/Vetoed by the County Executive July 11, 2016

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           **WHEREAS**, the federal holiday honoring the birthday of Martin Luther King, Jr. is  
2 observed each year on the third Monday in the month of January; and

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4           **WHEREAS**, Howard County also honors the birthday of Martin Luther King, Jr.; and

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6           **WHEREAS**, the holiday observances should serve as a time for Americans to reflect on  
7 the principle of racial equality and non-violent social change advocated by Martin Luther King,  
8 Jr.; and

9  
10           **WHEREAS**, each year, Americans across the country honor the life and legacy of  
11 Martin Luther King, Jr. by participating in a Day of Service on the Martin Luther King, Jr.  
12 federal holiday; and

13  
14           **WHEREAS**, it is appropriate to encourage and coordinate appropriate ceremonies and  
15 activities of service throughout Howard County in the observance of the holiday honoring the  
16 birthday of Martin Luther King, Jr.

17  
18 **NOW THEREFORE,**

19  
20 *Section 1. Be It Enacted by the County Council of Howard County, Maryland, that the Howard*  
21 *County Code is amended as follows:*

22           1.     *By adding Section 6.344 "Martin Luther King, Jr. Holiday Commission" to*  
23                 *Title 6 "County Executive and the Executive Branch"*

24  
25           ~~2.     *By adding Subtitle 8 "Martin Luther King, Jr. Holiday Commission" to:*~~  
26                 ~~*Title 6. County Executive and the Executive Branch.*~~

27           2.     *By adding Section 12.203 "Martin Luther King, Jr. Holiday Commission;*  
28                 *General Provisions" to Title 12 "Health and Social Services".*

29           3.     *By adding Section 12.204 "General Powers and Duties of the Martin Luther*  
30                 *King, Jr. Holiday Commission" to Title 12 "Health and Social Services".*

1  
2 **Title 6. County Executive and the Executive Branch.**

3 **Subtitle 3. Boards and Commissions.**

4  
5 **SECTION 6.344. MARTIN LUTHER KING, JR. HOLIDAY COMMISSION.**

6 THERE IS A MARTIN LUTHER KING, JR. HOLIDAY COMMISSION. ITS MEMBERSHIP, DUTIES, AND  
7 RESPONSIBILITIES ARE SET FORTH IN SUBTITLE 8, "~~MARTIN LUTHER KING, JR. HOLIDAY~~  
8 COMMISSION," OF THIS TITLE SUBTITLE 2, "HUMAN RIGHTS," OF TITLE 12, "HEALTH AND SOCIAL  
9 SERVICES, " OF THE HOWARD COUNTY CODE.

10  
11 ~~**Title 6. County Executive and the Executive Branch.**~~

12 ~~**SUBTITLE 8. MARTIN LUTHER KING, JR. HOLIDAY COMMISSION.**~~

13 **Title 12. Health and Social Services**

14 **Subtitle 2. Human Rights.**

15  
16 **SECTION ~~6.800~~ 12.203. MARTIN LUTHER KING, JR. HOLIDAY COMMISSION; GENERAL**  
17 **PROVISIONS.**

18 (A) *GENERAL PROVISIONS.* GENERAL PROVISIONS APPLICABLE TO THE MARTIN LUTHER KING, JR.  
19 HOLIDAY COMMISSION ARE SET FORTH IN SUBTITLE 3, "BOARDS AND COMMISSIONS," OF THIS  
20 TITLE.

21 (B) *PURPOSE.* THE PURPOSE OF THE COMMISSION IS TO ENCOURAGE AND COORDINATE  
22 APPROPRIATE CEREMONIES AND ACTIVITIES THROUGHOUT HOWARD COUNTY HONORING MARTIN  
23 LUTHER KING, JR.

24 (C) *MEMBERSHIP.* THE COMMISSION SHALL CONSIST OF ~~13~~ 17 VOTING MEMBERS, AND AT LEAST  
25 ONE NONVOTING STUDENT MEMBER UNDER THE AGE OF 19. THE STUDENT'S TERM SHALL BE FOR  
26 ONE YEAR. COMMISSION MEMBERSHIP SHALL BROADLY REFLECT THE DIVERSITY OF THE  
27 RESIDENTS OF HOWARD COUNTY.

28 (D) *EXECUTIVE SECRETARY.* ~~THE COUNTY EXECUTIVE SHALL DESIGNATE A COUNTY EMPLOYEE TO~~  
29 ADMINISTRATOR OR THE ADMINISTRATOR'S DESIGNEE SHALL SERVE AS EXECUTIVE SECRETARY  
30 TO THE COMMISSION AND ATTEND ALL MEETINGS.

1 (E) *MEETINGS*. THE COMMISSION SHALL MEET AT LEAST 11 TIMES PER YEAR.

2

3 **SECTION ~~6.801~~ 12.204. GENERAL POWERS AND DUTIES OF THE MARTIN LUTHER KING, JR.**  
4 **HOLIDAY COMMISSION.**

5 THE HOWARD COUNTY MARTIN LUTHER KING, JR. HOLIDAY COMMISSION SHALL ENCOURAGE  
6 AND COORDINATE APPROPRIATE CEREMONIES AND ACTIVITIES THROUGHOUT HOWARD COUNTY  
7 HONORING MARTIN LUTHER KING, JR., AND PROVIDE ASSISTANCE TO THE LOCAL GOVERNMENT  
8 AND PRIVATE ORGANIZATIONS WITH RESPECT TO THE OBSERVANCE OF THE COUNTY, STATE, AND  
9 FEDERAL HOLIDAYS HONORING THE BIRTHDAY OF MARTIN LUTHER KING, JR.

10

11 *Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland that,*  
12 *to establish the stagger of terms required by § 6.300 of the Howard County Code, of the initial*  
13 *appointees to the Commission, ~~2~~ 3 appointees shall have a term of 1 year, ~~2~~ 3 appointees shall*  
14 *have a term of 2 years, ~~3~~ appointees shall have a term of ~~3~~ 4 years, ~~3~~ appointees shall have a*  
15 *term of 4 years, and ~~3~~ 4 appointees shall have a term of 5 years, as provided in the Resolutions*  
16 *that confirm the appointments.*

17

18 *Section 3. And Be It Further Enacted by the County Council of Howard County, Maryland that*  
19 *this Act shall become effective 61 days after its enactment.*

Amendment 1 to Council Bill No. 35-2016

BY: The Chairperson at the  
request of the County Executive

Legislative Day No. 8  
Date: July 8, 2016

Amendment No. 1

*(This amendment moves the Commission to the Office of Human Rights, clarifies that the Administrator of the Office of Human Rights or the Administrator's Designee shall serve as the Executive Secretary to the Commission, and changes the number of voting members to be 17.)*

1 On page 1, strike lines 25 and 26, inclusive and in their entirety, and substitute:

2 "2. By adding Section 12.203 "Martin Luther King, Jr. Holiday Commission; General  
3 Provisions" to Title 12 "Health and Social Services".

4 3. By adding Section 12.204 "General Powers and Duties of the Martin Luther King, Jr.  
5 Holiday Commission" to Title 12 "Health and Social Services".

6  
7 On page 2, strike beginning with "SUBTITLE 8" in line 3 down through and including "TITLE" in  
8 line 4 and substitute "SUBTITLE 2, "HUMAN RIGHTS," OF TITLE 12, "HEALTH AND SOCIAL  
9 SERVICES," OF THE HOWARD COUNTY CODE".

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11 On page 2, strike lines 6 and 7, inclusive and in their entirety, and substitute:

12 **"Title 12. Health and Social Services**  
13 **Subtitle 2. Human Rights."**

14  
15 On page 2, in line 9, strike "6.800" and substitute "12.203".

16  
17 On page 2, in line 16, strike "13" and substitute "17".

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19 On page 2, in line 20, strike "COUNTY EXECUTIVE SHALL DESIGNATE A COUNTY EMPLOYEE TO"  
20 and substitute "ADMINISTRATOR OR THE ADMINISTRATOR'S DESIGNEE SHALL".

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On page 2, in line 24, strike “6.801” and substitute “12.204” and, in the same line, before “COMMISSION”, insert “MARTIN LUTHER KING, JR. HOLIDAY”.

On page 3, in line 3, strike “2” in each instance and substitute “3”.

On page 3, in line 4, strike the second instance of “3” and substitute “4”.

On page 3, in line 5, strike “3” and substitute “4”.

**ADOPTED** 7/8/16  
**FAILED** \_\_\_\_\_  
**SIGNATURE** Jessica Edwards

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on July 11, 2016.

Jessica Feldmark  
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 \_\_\_\_\_, 2016.

\_\_\_\_\_  
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 \_\_\_\_\_, 2016.

\_\_\_\_\_  
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 \_\_\_\_\_, 2016.

\_\_\_\_\_  
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 \_\_\_\_\_, 2016.

\_\_\_\_\_  
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 \_\_\_\_\_, 2016.

\_\_\_\_\_  
Jessica Feldmark, Administrator to the County Council