

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2008, Legislative Day No. 42

Bill No. 96-08

Introduced by Mr. Jones

By the County Council, December 15, 2008

Introduced and first read on December 15, 2008

Public Hearing set for January 5, 2009

Bill Expires March 20, 2009

By Order: Judy C. Holmes, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Anne Arundel County Commission on HIV/AIDS

2
3 FOR the purpose of establishing an HIV/AIDS Commission; providing for the purpose,
4 membership, term and compensation of members, meeting standards, and powers and
5 duties of the Commission; and generally relating to the Anne Arundel County
6 HIV/AIDS Commission.

7
8 BY adding: §§ 3-3A-101 through 3-3A-110, inclusive, to be under the new title "Title A.
9 HIV/AIDS Commission"
10 Anne Arundel County Code (2005, as amended)

11
12 SECTION 1. *Be it enacted by the County Council of Anne Arundel County,*
13 *Maryland,* That Section(s) of the Anne Arundel County Code (2005, as amended) read as
14 follows:

15
16 **ARTICLE 3. BOARDS, COMMISSIONS, AND SIMILAR BODIES**

17
18 **TITLE 3A. HIV/AIDS COMMISSION**

19 **3-3A-101. Established.**

20
21 THERE IS AN HIV/AIDS COMMISSION TO BE KNOWN AS THE "ANNE ARUNDEL COUNTY
22 COMMISSION ON HIV/AIDS."

23
24 **3-3A-102. Purpose.**

25
26 THE PURPOSE OF THE COMMISSION IS TO PROVIDE EDUCATION AND TRAINING ON THE
27 PREVENTION OF HIV AND AIDS AND TO PROMOTE AND ENHANCE THE QUALITY OF LIFE
28 FOR PERSONS LIVING WITH HIV/AIDS BY ADVISING THE COUNTY EXECUTIVE AND THE
29 COUNTY COUNCIL ON THE COORDINATION AND DEVELOPMENT OF GOVERNMENT
30 POLICIES, PROGRAMS, SERVICES, AND ALLOCATION OF RESOURCES FOR EDUCATION

1 AND PREVENTION, DIAGNOSIS AND TREATMENT, AND COMMUNITY SUPPORT FOR
2 PERSONS WITH HIV/AIDS.

3
4 **3-3A-103. Composition.**

5
6 (A) **Number and type of members.** THE COMMISSION CONSISTS OF AT LEAST 15
7 MEMBERS APPOINTED BY THE COUNTY EXECUTIVE. OF THE 15 MEMBERS:

8
9 (1) NINE SHALL BE VOTING MEMBERS SELECTED FROM THE FOLLOWING GROUPS:
10 PERSONS OR FAMILY MEMBERS OF PERSONS LIVING WITH HIV/AIDS, REPRESENTATIVES
11 OF ORGANIZATIONS OR AGENCIES THAT PROVIDE SERVICES FOR OR REPRESENT
12 PERSONS WITH HIV/AIDS, PERSONS INTERESTED IN IMPROVING THE QUALITY OF LIFE
13 FOR PERSONS WITH HIV/AIDS DISABILITIES, OR PERSONS HAVING EXPERTISE IN MATTERS
14 PERTAINING TO PUBLIC HEALTH AND THE PREVENTION OF HIV/AIDS; AND

15
16 (2) AT LEAST SIX SHALL BE EX OFFICIO MEMBERS SELECTED FROM ANY OF THE
17 FOLLOWING ENTITIES AND AGENCIES OR ANY OTHER ENTITY OR AGENCY THAT THE
18 COUNTY EXECUTIVE DEEMS APPROPRIATE: ANNE ARUNDEL COUNTY DEPARTMENT OF
19 SOCIAL SERVICES, DEPARTMENT OF HEALTH, COUNTY COUNCIL, AND POLICE
20 DEPARTMENT; ANNE ARUNDEL COUNTY BOARD OF EDUCATION; ANNE ARUNDEL
21 COUNTY MENTAL HEALTH AGENCY, INC.; AND THE CITY OF ANNAPOLIS.

22
23 (B) **Residency.** EACH MEMBER SHALL BE A RESIDENT OF THE COUNTY.

24
25 **3-3A-104. Term of members.**

26
27 (A) **Generally.** OF THE VOTING MEMBERS, THREE SHALL BE APPOINTED FOR INITIAL
28 TERMS OF THREE YEARS, THREE SHALL BE APPOINTED FOR INITIAL TERMS OF TWO
29 YEARS, AND THREE SHALL BE APPOINTED FOR INITIAL TERMS OF ONE YEAR. AFTER THE
30 EXPIRATION OF THE INITIAL TERMS, ALL TERMS SHALL BE FOR THREE-YEAR TERMS. EX
31 OFFICIO MEMBERS SHALL SERVE AT THE PLEASURE OF THE COUNTY EXECUTIVE.

32
33 (B) **Expiration.** A MEMBER WHOSE TERM HAS EXPIRED HOLDS OVER UNTIL A
34 SUCCESSOR IS APPOINTED.

35
36 (C) **Vacancies.** THE COUNTY EXECUTIVE SHALL FILL A VACANCY FOR THE
37 REMAINDER OF AN UNEXPIRED TERM OF A MEMBER.

38
39 **3-3A-105. Chair.**

40
41 THE CHAIR SHALL BE SELECTED BY THE COUNTY EXECUTIVE.

42
43 **3-3A-106. Meetings and quorum.**

44
45 (A) **Meetings.** THE COMMISSION SHALL MEET AT THE CALL OF THE CHAIR, OR AT THE
46 REQUEST OF SIX VOTING MEMBERS, AS FREQUENTLY AS REQUIRED TO PERFORM ITS
47 DUTIES, BUT NO LESS THAN FOUR TIMES A YEAR.

48
49 (B) **Quorum.** A QUORUM CONSISTS OF A MAJORITY OF THE VOTING MEMBERS. AN
50 AFFIRMATIVE VOTE OF A MAJORITY OF THE VOTING MEMBERS PRESENT AT ANY
51 MEETING AT WHICH THERE IS A QUORUM SHALL BE SUFFICIENT FOR ANY ACTION OF
52 THE COMMISSION.

1 **3-3A-107. Rules and regulations.**

2
3 THE COMMISSION SHALL ADOPT RULES AND REGULATIONS TO GOVERN ITS
4 PROCEDURES AND ACTIVITIES.

5
6 **3-3A-108. Compensation.**

7
8 MEMBERS OF THE COMMISSION SHALL RECEIVE NO COMPENSATION FOR THEIR
9 SERVICES.

10
11 **3-3A-109. Powers and duties.**

12
13 AMONG ITS POWERS AND DUTIES, THE COMMISSION SHALL:

14
15 (1) REVIEW AVAILABLE SERVICES AND ACTIVITIES FOR PERSONS WITH HIV/AIDS,
16 GATHER DATA REGARDING THEIR NEEDS, AND REVIEW REPORTS AND PUBLICATIONS OF
17 GOVERNMENTAL AGENCIES THAT PROVIDE SERVICES AND SUPPORT TO PERSONS WITH
18 HIV/AIDS;

19
20 (2) REVIEW COUNTY, STATE AND FEDERAL LEGISLATION THAT MAY IMPACT PUBLIC
21 HEALTH INITIATIVES AND SERVICES FOR PERSON WITH HIV/AIDS AND MAKE
22 RECOMMENDATIONS TO THE COUNTY EXECUTIVE, COUNTY COUNCIL, AND THE COUNTY
23 DELEGATION TO THE STATE LEGISLATURE REGARDING LEGISLATION;

24
25 (3) RECOMMEND WAYS OF MAXIMIZING THE USE OF FACILITIES AND SERVICES
26 AVAILABLE TO PREVENT HIV/AIDS AND PROVIDE RESOURCES FOR PERSONS WITH
27 HIV/AIDS;

28
29 (4) PROVIDE DIRECT COMMUNICATION AMONG INDIVIDUALS, PRIVATE AND PUBLIC
30 ORGANIZATIONS, AND THE GENERAL PUBLIC REGARDING PROGRAMS AND SERVICES
31 FOR PERSONS WITH HIV/AIDS;

32
33 (5) ASSIST INTERAGENCY PLANNING GROUPS AND SPECIAL TASK FORCES TO
34 IDENTIFY AND ASSESS NEEDS OF PERSONS WITH HIV/AIDS AND THE NEEDS OF
35 COMMUNITIES FOR THE PREVENTION OF HIV/AIDS;

36
37 (6) IDENTIFY BARRIERS TO SERVICE DELIVERY AND ADVOCATE FOR SERVICES TO
38 PERSONS WITH HIV/AIDS;

39
40 (7) PROMOTE THE COORDINATION OF SERVICES AMONG ALL PUBLIC AND PRIVATE
41 AGENCIES, DEPARTMENTS, AND ORGANIZATIONS, WHICH PROVIDE SERVICES AND
42 PROGRAMS TO PERSONS WITH DISABILITIES; AND

43
44 (8) IDENTIFY AND RECOMMEND TO THE COUNTY EXECUTIVE SOURCES OF STATE AND
45 FEDERAL FINANCIAL ASSISTANCE AVAILABLE FOR THE PURPOSE OF EXPANDING OR
46 IMPROVING SERVICES AND PROGRAMS FOR PERSONS WITH HIV/AIDS AND FOR
47 COMMUNITY OUTREACH EFFORTS ON THE PREVENTION OF HIV/AIDS.

48
49 **3-3A-110. Reports.**

50
51 ON OR BEFORE JANUARY 31 OF EACH YEAR, THE COMMISSION SHALL SUBMIT A
52 REPORT TO THE COUNTY EXECUTIVE AND THE COUNTY COUNCIL SETTING FORTH ITS
53 ACCOMPLISHMENTS FOR THE PRECEDING YEAR AND ITS GOALS FOR THE FORTHCOMING
54 YEAR.

1 SECTION 2. *And be it further enacted*, That this Ordinance shall take effect 45 days
2 from the date it becomes law.