

**ARTICLE X**  
**OFFICE OF THE INSPECTOR GENERAL**

**§ 1. Office of Inspector General: Office Established.**

There is an Office of the Inspector General, the head of which is the Inspector General.  
(*Res. 18-008, ratified Nov. 6, 2018.*)

**§ 2. Office of Inspector General: The Inspector General.**

(a) *Appointment.*

- (1) The Inspector General is appointed by an advisory board to be comprised of 5 or 7 members as provided in this subsection (a).
- (2) The advisory board consists of the following:
  - (i) the Mayor, or the Mayor's designee;
  - (ii) the City Solicitor, who serves as the Chair of the advisory board and may assign staff to the advisory board from the Law Department;
  - (iii) the Comptroller, or the Comptroller's designee;
  - (iv) the City Council President, or the President's designee; and
  - (v) a member of the City Council appointed by the City Council President.
- (3) The Mayor and City Council President may appoint 2 additional members to the advisory board from the list provided in paragraph (4) of this subsection if:
  - (i) the Mayor and the City Council President jointly agree to an appointment; and
  - (ii) the members appointed agree to serve on the advisory board.
- (4) The 2 additional members that may be selected to serve on the advisory board pursuant to paragraph (3) of this subsection may only be as follows:
  - (i) the Dean of the University of Maryland School of Law; and
  - (ii) the Dean of the University of Baltimore School of Law.
- (5) A quorum of the advisory board consists of 4 members.
- (6) An affirmative vote of at least 4 members shall be necessary to appoint an Inspector General.

(b) *Qualifications.*

- (1) The Inspector General shall be appointed without regard to political affiliation and must have substantial experience in auditing, financial analysis, criminal justice law, management analysis, public administration, investigations, or another appropriate field.
- (2) The Inspector General shall hold at the time of appointment, or be required to obtain within 7 months after appointment, certification as a Certified Inspector General.

(c) *Term.*

The Inspector General shall serve a term of 6 years commencing from the date of appointment.

(d) *Removal.*

The Inspector General may be removed from office by an affirmative vote of at least 4 members of the advisory board for:

- (1) misconduct in office;
- (2) persistent failure to perform the duties of office; or
- (3) conduct prejudicial to the proper administration of justice.

(e) *Reports concerning a vacancy or incapacity.*

Whenever the Office of the Inspector general remains vacant for 180 days, or whenever the Inspector General is incapacitated or otherwise unable to perform the duties of the office for 180 days, the Chair of the advisory board shall issue a report to the City Council on the 180<sup>th</sup> day, and every 2 months thereafter until the vacancy is filled or the Inspector General reports to work, describing the status of the efforts to fill the vacancy or the status of the Absent Inspector General.

(f) *Performance review.*

The advisory board shall meet at least once annually to review the performance of the Inspector General.

*(Res. 18-008, ratified Nov. 6, 2018.)*

**§ 3. Office of Inspector General: Powers and Duties.**(a) *IG as head of Office.*

The Inspector General shall supervise and direct the Office of the Inspector General.

(b) *Responsibilities of Office.*

The Office of the Inspector General is responsible for:

- (1) investigating complaints of fraud, financial waste, and abuse in City government; and
- (2) promoting efficiency, accountability, and integrity in City government.

(c) *Jurisdiction of Office.*

The Office of the Inspector General may investigate allegations that involve City government and potential violations of laws or regulations by any:

- (1) City elected official;
- (2) City employee;
- (3) member of a board or commission established or governed by the City Charter, City Code, or an executive order issued by the Mayor;
- (4) City contractor or person negotiating a contract with the City;
- (5) person seeking certification to provide goods or services to the City; or
- (6) external recipient of City funds, benefits, or services.

(d) *Issuing subpoenas.*

- (1) To perform the duties of office, the Inspector General may issue a subpoena to require:
  - (i) any person to appear under oath as a witness; or
  - (ii) the production of any information, document, report, record, account, or other material.
- (2) The Inspector General may enforce any subpoena issued pursuant to this subsection in any court of competent jurisdiction.

(e) *Annual report.*

- (1) The Office of the Inspector General shall prepare and publish an annual report of the Office's activities.
- (2) The annual report may include recommendations regarding program weakness, contracting irregularities, or other institutional problems discovered by the Office.
- (3) The annual report shall be:
  - (i) submitted to all of the members of the advisory board; and
  - (ii) after any redactions required by law, posted on the Office of the Inspector General's website.

*(Res. 18-008, ratified Nov. 6, 2018.)*

**§ 4. Office of Inspector General: Budget.***(a) IG to prepare proposed budget.*

The Inspector General shall formulate and prepare annually, or as frequently as required by law, a proposed budget to fund the operations of the Office and shall transmit the proposed budget to the advisory board for its review.

*(b) Advisory board to approve or revise.*

(1) The advisory board shall meet to review the proposed budget submitted by the Inspector General for the purpose of assessing and determining whether, in the judgement of the advisory board, the proposed budget provides sufficient funding to meet the duties of the Office.

(2) The advisory board shall, by an affirmative vote of at least 4 of its members, either:

(i) approve the proposed budget as submitted; or

(ii) revise the proposed budget if the advisory board disagrees with the substance of any item contained in the proposed budget, including estimates of need and amounts of requested funding.

*(c) Submission.*

(1) The budget approved by the advisory board pursuant to subsection (b) of this section shall be the Office budget the advisory board recommends to the Board of Estimates.

(2) The advisory board, on behalf of the Office of the Inspector General, shall submit the recommended budget to the Board of Estimates in a timely manner in order for the recommended budget to be considered for inclusion in the Ordinance of Estimates.

*(d) Funding.*

The Office of the Inspector General shall be funded annually in the Ordinance of Estimates.  
(Res. 18-008, ratified Nov. 6, 2018.)

**§ 5. Office of Inspector General: Administration and Operation.***(a) Staff.*

The Inspector General may appoint such other employees to assist in the conduct of the Office as may be provided in the Ordinance of Estimates.

*(b) Deputy Inspector General.*

The Inspector General shall appoint a Deputy Inspector General, who shall serve as the Acting Inspector General if the Inspector General is absent or unavailable for duty.

(c) *Administrative and operational procedures.*

The administrative and operational procedures of the Office may be established by law or by rule or regulation adopted by the Inspector General.

*(Res. 18-008, ratified Nov. 6, 2018.)*

**§ 6. Office of Inspector General: Transition Provisions.**

(a) *Incumbent Inspector General.*

The individual holding the position of Inspector General of the City of Baltimore in the Law Department on November 6, 2018, will assume the position of Inspector General created by this Article on the date this Article goes into effect.

(b) *Initial term .*

The 6 year term of the Inspector General who assumes office under the provisions of this Article runs from the effective date of this Article.

*(Res. 18-008, ratified Nov. 6, 2018.)*