

To the Honorable, the President
and Members of the City Council

(continued)

The present make-up of the civil defense organization for the City of Baltimore is not similar to the situation which existed during the Second World War. During that period Baltimore City's civil defense was governed by the Baltimore Committee on Civilian Defense which was established by Ordinance No. 658 of the Mayor and City Council of Baltimore, which was passed in 1941. This Ordinance was an exercise by the Mayor and City Council of Baltimore of its police power; and the mayor was authorized to make rules and regulations for the proper functioning of the civilian defense program, a violation of which would be punishable by a fine not exceeding \$500.00, or by imprisonment for not more than twelve months, or both. *

The problem thus faced by the Baltimore Civil Defense organization at the present time is, if such action is deemed to be expedient, what type of enforcement could be provided by the Mayor and City Council of Baltimore for the enforcement of rules and regulations prepared by a state agency.

It is the opinion of this office that an Ordinance could properly be prepared setting forth the factual situation existing at the present time and stating that it is in the best interest of the public welfare that the rules and regulations of Baltimore City's Civil Defense organization should be enforced. The ordinance should further state the circumstances by which this organization was created. After setting forth these matters the Ordinance could further provide for penalties if the rules and regulations are not followed. It is, of course, recommended that

* Attention is also called to the provisions of the "Model Ordinance Creating and Regulating Municipal Civil Defense Organization and Operations" prepared by the National Institute of Municipal Law Officers.