

confirmation by the Council; six-year programs, budget adoption procedure and veto, and other provisions relating to fiscal affairs; establishment by law of a merit system; adoption by law of a code of ethics; certain general provisions, including continuity of government in case of disaster; a procedure for amendment of the Charter; and a schedule of transitional provisions delaying the effect of certain sections and providing for the conduct of the government between the effective date of the amended Charter, December 5, 1968, and the full implementation of the amended Charter on December 7, 1970.

BE IT ENACTED BY THE COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND, that—

*Section 1.* The Charter of Montgomery County, Maryland is hereby re-enacted, with amendments, to read as follows:

CHARTER  
OF  
MONTGOMERY COUNTY, MARYLAND

PREAMBLE

We, the people of Montgomery County, Maryland, a body corporate and politic, under the Constitution and general laws of the State of Maryland, do adopt this Charter as our instrument of government.

ARTICLE 1. LEGISLATIVE BRANCH

*Section 101. County Council*

All legislative powers which may be exercised by Montgomery County under the Constitution and laws of Maryland, including all law making powers heretofore exercised by the General Assembly of Maryland but transferred to the people of the County by virtue of the adoption of this Charter, and the legislative powers vested in the County Commissioners as a District Council for the Montgomery County Suburban District, shall be vested in the County Council. The legislative power shall also include, but shall not be limited to, the power to enact public local laws for the County and repeal or amend local laws for the County heretofore enacted by the General Assembly upon the matters covered by Article 25A, Annotated Code of Maryland, 1957, as now in force or hereafter amended, and the power to legislate for the peace, good government, health, safety or welfare of the County. Nothing herein contained shall be construed to authorize or empower the County Council to enact laws or regulations for any incorporated town, village or municipality in said County on any matter covered by the powers granted to said town, village or municipality by the act incorporating it or any subsequent act or acts amendatory thereto.

*Section 102. Composition and Election*

The Council shall be composed of seven members, each of whom shall be a qualified voter of Montgomery County. Council members shall be nominated and elected by the qualified voters of the entire County. Each of five members of the Council shall, at the time of his election, reside in a different one of the five Councilmanic districts of the County. No member of the Council shall hold any other office of profit in state, county or municipal government. No member of the Council shall be eligible for appointment during his term of office to any other office or position carrying compensation created by or under this Charter, except to County Executive in the event of a vacancy.