

Introduced

In Committee

Passed House

Passed Senate

To President

Became Law

S. 022 – Bran District Home Rule

Introduced By: Senate President Stephen Luke

Introduced 05/10/21

HOUSE OF REPRESENTATIVES		
Rep. David McGee	Speaker of the House	North Dracul State
Rep. Valeriano Anibarro	Speaker pro tem	North Dracul State
Rep. Pradip Bhattacharya	Majority Caucus Chair	South Dracul State
Rep. Ashlin Denton	Minority Leader	South Dracul State
Rep. Connor Modena	Member of Parliament	Bran District
THE SENATE		
Vice President Stephen Luke	Senate President	Bran District
Sen. Sarah Estrada	President pro tem	North Dracul State
Sen. Paul Frye	Majority Whip	North Dracul State
Sen. Manu Rani	Minority Caucus Chair	South Dracul State

LEGISLATIVE POWER

The legislative power of the District shall extend to all rightful subjects of legislation within the District consistent with the Constitution of Dracul and the provisions of this Act subject to all the restrictions and limitations imposed upon the States by the tenth section of the first article of the Constitution of the Commonwealth of Dracul.

THE CHAIRMAN

- (a) The Chairman shall be the presiding officer of the Council.
- (b) When the Office of Mayor is vacant, the Chairman shall act in his stead. While the Chairman is Acting Mayor, he shall not exercise any of his authority as Chairman or member of the Council.

BRAN DISTRICT AUDITOR

There is established for the Bran District the Office of Bran District Auditor who shall be appointed by the Chairman, subject to the approval of most of the Council. The Bran District Auditor shall serve for a term of 1 year.

- (b) The Bran District Auditor shall each year conduct a thorough audit of the accounts and operations of the government of the District in accordance with such principles and procedures and under such rules and regulations as he may prescribe. In the determination of the auditing procedures to be followed and the extent of the examination of vouchers and other documents and records, the Bran District Auditor shall give due regard to generally accepted principles of auditing including the effectiveness of the accounting organizations and systems, internal audit and control, and related administrative practices.
- (c) The Bran District Auditor shall have access to all books, accounts, records, reports, findings and all other papers, things, or property belonging to or in use by any department, agency, or other instrumentality of the District government and necessary to facilitate the audit.
- (d) The Bran District Auditor shall submit his audit reports to the Parliament, the Mayor, and the Council. Such reports shall set forth the scope of the audits conducted by him and shall include such comments and information as the Bran District Auditor may deem necessary to keep the Parliament, the Mayor, and the Council informed of the operations to which the reports relate, together with such recommendations with respect thereto as he may deem advisable.
- (e) The Council shall make such report, together with such other material as it deems pertinent thereto, available for public inspection.
- (f) The Mayor shall state in writing to the Council, within an appropriate time, what action he has taken to effectuate the recommendations made by the Bran District Auditor in his reports.
- (g) This section shall not apply to the Bran District Courts or the accounts and operations thereof.

RETENTION OF CONSTITUTIONAL AUTHORITY

The Parliament of the Commonwealth of Dracul reserves the right, at any time, to exercise its constitutional authority as legislature for the District, by enacting legislation for the District on

any subject, whether within or without the scope of legislative power granted to the Council by this Act, including legislation to amend or repeal any law in force in the District prior to or after enactment of this Act and any act passed by the Council.

ABOLISHMENT OF EXISTING GOVERNMENT AND TRANSFER OF FUNCTIONS

The Bran District Council, the Offices of Chairman of the Bran District Council, Vice Chairman of the Bran District Council, and the other members of the Bran District Council, and the Offices of the Commissioner of the Bran District and Assistant to the Commissioner of the Bran District, are abolished as of noon May 31, 2021. This subsection shall not be construed to reinstate any governmental body or office in the District abolished in said plan or otherwise heretofore.

POWERS OF THE PRESIDENT DURING TRANSITIONAL PERIOD

The President of Dracul is hereby authorized and requested to take such action during the period following the date of the enactment of this bill and ending on the date of the first meeting of the Council, by Executive Order or otherwise, with respect to the administration of the functions of the District government, as he deems necessary to enable the Board of Elections properly to perform its function under this Act.

AGREEMENTS WITH THE COMMONWEALTH OF DRACUL

To prevent duplication and to promote efficiency and economy, an officer or employee of:

- (1) The Dracul government may provide services to the Bran District government; and
 - (2) The Bran District government may provide services to the Dracul government.
- (b)(1) Services under this section shall be provided under an agreement:
- (A) Negotiated by officers and employees of the 2 governments: and
 - (B) Approved by the Mayor of Bran District.
- (2) Each agreement shall provide that the cost of providing the services shall be borne in a reasonable way by the government to which the services are provided at rates or charges based on the actual cost of providing the services.
- (3) The agreement may provide for the delegation of duties and powers of officers and employees of:
- (A) The Bran District government to officers and employees of the Dracul government; and
 - (B) The Dracul government to officers and employees of the Bran District government.
- (c) In providing services under an agreement made under subsection (b) of this section:
- (1) Costs incurred by the Dracul government may be paid from appropriations available to the Bran District government officer or employee to whom the services were provided; and
 - (2) Costs incurred by the Bran District government may be paid from amounts available to the Dracul government officer or employee to whom the services were provided.

PERSONAL INTEREST IN CONTRACTS OR TRANSACTIONS

Any officer or employee of the District who is convicted of a violation of Dracul law, shall forfeit his office or position.

INDEPENDENT AUDIT

The Comptroller General each year shall audit the accounts and operations of the Bran District government. An audit shall be carried out according to principles, under regulations, and in a way the Comptroller General prescribes. When prescribing the procedures to follow and the extent of the inspection of records, the Comptroller General shall consider generally accepted principles of auditing, including the effectiveness of accounting organizations and systems, internal audit and control, and related administrative practices.

(b) The Comptroller General shall submit each audit report to Parliament and the Mayor and Council of the Bran District. The report shall include the scope of an audit, information the Comptroller General considers necessary to keep Parliament, the Mayor, and the Council informed of operations audited, and recommendations the Comptroller General considers advisable.

(c)(1) By the 90th day after receiving an audit report from the Comptroller General, the Mayor shall state in writing to the Council measures the Bran District government is taking to comply with the recommendations of the Comptroller General. A copy of the statement shall be sent to Parliament.

(2) After the Council receives the statement of the Mayor, the Council may make available for public inspection the report of the Comptroller General and other material the Council considers pertinent.

(d) To carry out this section, records, and property of or used by the Bran District government necessary to make an audit easier shall be made available to the Comptroller General. The Mayor shall provide facilities to carry out an audit.

OPEN MEETINGS

(a) All meetings (including hearings) of any department, agency, board, or commission of the District government, including meetings of the Council of the Bran District, at which official action of any kind is taken shall be open to the public. No resolution, rule, act, regulation, or other official action shall be effective unless taken, made, or enacted at such meeting.

(b) A written transcript or a transcription shall be kept for all such meetings and shall be made available to the public during normal business hours of the District government. Copies of such written transcripts or copies of such transcriptions shall be available, upon request, to the public at reasonable cost.

DISTRICT COUNCIL AUTHORITY OVER ELECTIONS

Notwithstanding any other provision of this Act or of any other law, the Council shall have authority to enact any act or resolution with respect to matters involving or relating to elections in the District.

MEMBER OF PARLIAMENT	POSITION	PARLIAMENT VOTE
Representative David McGee	Speaker of the House	YAY NAY PRESENT
Representative Valeriano Anibarro	Speaker pro tem	YAY NAY PRESENT
Representative Pradip Bhattacharya	Majority Caucus Chair	YAY NAY PRESENT
Representative Ashlin Denton	Minority Leader	YAY NAY PRESENT
Representative Connor Modena	Member of Parliament	YAY NAY PRESENT
Vice President Stephen Luke	Senate President	YAY NAY PRESENT
Senator Sarah Estrada	President pro tem	YAY NAY PRESENT
Senator Paul Frye	Majority Whip	YAY NAY PRESENT
Senator Manu Rani	Minority Caucus Chair	YAY NAY PRESENT

PRESIDENT SIGNATURE

I, Dmitri Howie, President of the Commonwealth of Dracul, have reviewed the contents of this bill and approve the entirety of the bill to be signed into law, with my signature affixed below.

President Signature _____

Date _____