
By: **Carroll County Delegation**

Introduced and read first time: January 31, 2003
Assigned to: Environmental Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 21, 2003

CHAPTER 417

1 AN ACT concerning

2 **Carroll County - Board of County Commissioners**

3 FOR the purpose of expanding the membership of the Board of County
4 Commissioners of Carroll County; providing for the election of commissioners by
5 commissioner district; requiring the County Commissioners of Carroll County to
6 appoint a commission redistricting committee at certain intervals; prescribing
7 the composition of the committee; authorizing the committee to elect a
8 chairman; requiring the County Commissioners to provide support staff to the
9 committee; requiring the committee to recommend commissioners districts and
10 provisions for staggered terms of office of County Commissioners to the Carroll
11 County legislative delegation to the General Assembly; submitting this Act to a
12 referendum of the legally qualified voters of Carroll County; providing for the
13 application of this Act; and generally relating to the composition and election of
14 the Board of County Commissioners of Carroll County.

15 BY repealing and reenacting, with amendments,
16 The Public Local Laws of Carroll County
17 Section 3-101(a)
18 Article 7 - Public Local Laws of Maryland
19 (2000 Edition and October 2002 Supplement, as amended)

20 BY adding to
21 The Public Local Laws of Carroll County
22 Section 3-101(c)
23 Article 7 - Public Local Laws of Maryland
24 (2000 Edition and October 2002 Supplement, as amended)

1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article 7 - Carroll County**

4 3-101.

5 (a) [There are three] THE BOARD OF County Commissioners for Carroll
6 County CONSISTS OF FIVE COMMISSIONERS TO BE ELECTED BY COMMISSIONER
7 DISTRICT.

8 (C) (1) ON OR BEFORE MAY 1, 2005, AND ON OR BEFORE MAY 1 FOLLOWING
9 THE RELEASE OF EACH DECENNIAL CENSUS OF THE UNITED STATES THEREAFTER,
10 THE COUNTY COMMISSIONERS SHALL APPOINT A COMMISSION REDISTRICTING
11 COMMITTEE.

12 (2) (I) THE COMMISSION REDISTRICTING COMMITTEE SHALL CONSIST
13 OF SEVEN MEMBERS.

14 (II) OF THE SEVEN MEMBERS:

15 1. THREE SHALL BE RECOMMENDED BY THE COUNTY
16 REPUBLICAN CENTRAL COMMITTEE;

17 2. THREE SHALL BE RECOMMENDED BY THE COUNTY
18 DEMOCRATIC CENTRAL COMMITTEE; AND

19 3. ONE SHALL BE RECOMMENDED BY THE COUNTY BOARD
20 OF ELECTIONS.

21 (III) THE COMMISSION REDISTRICTING COMMITTEE SHALL ELECT A
22 CHAIRMAN FROM AMONG ITS MEMBERS.

23 (IV) THE COUNTY COMMISSIONERS SHALL PROVIDE SUPPORT
24 STAFF TO THE COMMITTEE.

25 (3) THE COMMISSION REDISTRICTING COMMITTEE SHALL RECOMMEND:

26 (I) THE ESTABLISHMENT OF FIVE COMMISSIONER DISTRICTS IN
27 THE COUNTY OF SUBSTANTIALLY EQUAL POPULATION; AND

28 (II) PROVISIONS FOR STAGGERED TERMS OF OFFICE FOR THE
29 BOARD OF COUNTY COMMISSIONERS.

30 (4) ON OR BEFORE DECEMBER 1, 2005, AND ON OR BEFORE DECEMBER 1
31 FOLLOWING THE RELEASE OF EACH DECENNIAL CENSUS OF THE UNITED STATES
32 THEREAFTER, THE COMMISSION REDISTRICTING COMMITTEE SHALL REPORT ITS
33 RECOMMENDATIONS TO THE CARROLL COUNTY LEGISLATIVE DELEGATION TO THE
34 GENERAL ASSEMBLY FOR CONSIDERATION AT THE FOLLOWING LEGISLATIVE
35 SESSION.

1 SECTION 2. AND BE IT FURTHER ENACTED, That before this Act becomes
2 effective it shall first be submitted to a referendum of the legally qualified voters of
3 Carroll County at the general election to be held in November of 2004. The cost of the
4 election, if any, shall be paid by the County governing body. The County governing
5 body and the Board of Supervisors of Elections of Carroll County shall do those things
6 necessary and proper to provide for and hold the referendum required by this section.
7 ~~There shall be printed on the ballots or ballot labels to be used at the election the title~~
8 ~~"Board of County Commissioners — Expansion to Five Commissioners to be Elected~~
9 ~~by District" and underneath the title, on separate lines, options for a voter to select~~
10 ~~"For the referred law" or "Against the referred law".~~ If a majority of the votes cast on
11 the question are "For the referred law" the provisions of this Act shall become
12 effective ~~for the election of the Board of County Commissioners in 2006~~ on the 30th
13 day following the official canvass of votes for the referendum. If a majority of the
14 votes cast on the question are "Against the referred law" the provisions of this Act are
15 of no effect and null and void.

16 SECTION 3. AND BE IT FURTHER ENACTED, That this Act may not be
17 construed to have any effect on the County Commissioners of Carroll County serving
18 on the effective date of this Act, but shall be applied, in accordance with Section 2 of
19 this Act, to the election of the Board of County Commissioners in November 2006.

20 SECTION 4. AND BE IT FURTHER ENACTED, That, subject to the
21 provisions of Sections 2 and 3 of this Act and for the sole purpose of providing for the
22 referendum required by Section 2 of this Act, this Act shall take effect July 1, 2003.