

# HOUSE BILL 61

L5

71r0587  
CF SB 440

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By: **Delegates Eckardt, Cane, Haddaway, Smigiel, and Sossi**

Introduced and read first time: January 22, 2007

Assigned to: Environmental Matters

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Committee Report: Favorable

House action: Adopted

Read second time: February 13, 2007

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Mid-Shore Regional Council – Membership – Immunity**

3 FOR the purpose of altering the number of voting members of the Mid-Shore Regional  
4 Council appointed by the governing bodies of Caroline, Dorchester, and Talbot  
5 counties; authorizing the bylaws of the Mid-Shore Regional Council to provide  
6 for additional public membership on the Council; and providing that the  
7 Mid-Shore Regional Council is immune from being sued.

8 BY repealing and reenacting, with amendments,  
9 Article 20C – Mid-Shore Regional Council  
10 Section 2–101  
11 Annotated Code of Maryland  
12 (2005 Replacement Volume and 2006 Supplement)

13 BY adding to  
14 Article – Courts and Judicial Proceedings  
15 Section 5–506.1  
16 Annotated Code of Maryland  
17 (2006 Replacement Volume)

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### EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

3 **Article 20C – Mid-Shore Regional Council**

4 2–101.

5 (a) The membership of the Council consists of the following members from  
6 Caroline, Dorchester, and Talbot counties:

7 (1) [~~Nine~~] **SIX COUNCILMEMBERS OR** commissioners, [~~three~~] **TWO**  
8 from each county, appointed by their respective county governing bodies as voting  
9 members;

10 (2) Three county administrators, one from each county as nonvoting ex  
11 officio members;

12 (3) (i) Three municipal elected officials, one from each county,  
13 appointed by their respective municipal corporations as voting members; or

14 (ii) If the municipal corporations located in a county are unable  
15 to choose a municipal elected official within a reasonable period of time, the Eastern  
16 Shore Municipal Association shall appoint an elected municipal official to represent  
17 the municipal corporation;

18 (4) Members of the General Assembly representing the region who  
19 have a majority of their legislative district in the region as voting ex officio members;

20 (5) Members of the General Assembly representing the region who do  
21 not have a majority of their legislative district in the region as nonvoting ex officio  
22 members; and

23 (6) The other **COUNCILMEMBERS OR** commissioners as nonvoting ex  
24 officio members.

25 (b) (1) A voting **COUNCILMEMBER OR** commissioner listed under  
26 subsection (a)(1) of this section may designate another **COUNCILMEMBER OR**  
27 commissioner or county administrator representing the same county to vote by proxy  
28 on behalf of the voting **COUNCILMEMBER OR** commissioner when the voting  
29 **COUNCILMEMBER OR** commissioner is absent from a meeting.

1 (2) A voting **COUNCILMEMBER OR** commissioner listed under  
2 subsection (a)(1) of this section shall inform the council executive director, in advance,  
3 of which other council members the voting **COUNCILMEMBER OR** commissioner  
4 designates to cast a proxy vote on behalf of the voting **COUNCILMEMBER OR**  
5 commissioner.

6 (c) The bylaws of the Council may provide for additional private citizen **OR**  
7 **PUBLIC** membership on the Council.

8 **Article - Courts and Judicial Proceedings**

9 **5-506.1.**

10 **THE MID-SHORE REGIONAL COUNCIL IS IMMUNE FROM BEING SUED.**

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 October 1, 2007.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.