

SB0964/524233/2

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 964
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Election” insert “and Appointment”; in line 3, strike the second “the” and substitute “certain”; in line 4, after “elected;” insert “requiring that certain members of the Caroline County Board of Education be appointed;”; in the same line, after the first “of” insert “certain”; in line 5, after “the” insert “certain”; in line 6, after “specifying” insert “elected”; in the same line, after “qualifications;” insert “establishing qualifications for certain student members; providing that certain high schools in Caroline County have representation through a student member of the county board; providing for the appointment of certain members by the Governor; specifying certain criteria for the Governor with regard to the appointment of certain members; providing for the nomination and selection of certain student members;”; in the same line, after “the” insert “elected”; in line 7, after the second “the” insert “elected”; in line 8, strike “a vacancy” and substitute “certain vacancies”; in line 10, after “of” insert “certain”; in line 12, strike the third “the” and substitute “certain”; in line 17, after “election” insert “and appointment”; and in line 21, strike “3-114(a)” and substitute “3-108(a) and 3-114”.

AMENDMENT NO. 2

On page 2, after line 3, insert:

“3-108.

(a) **(1)** Except [for the Baltimore City Board of School Commissioners established under § 3-108.1 of this subtitle, counties listed in § 3-114 of this subtitle, and subject to the provisions of § 3-110 of this subtitle with respect to the Anne Arundel County Board of Education] AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, the Governor shall appoint the members of each county board from the residents of that county.

(Over)

(2) THE MEMBERS OF THE FOLLOWING COUNTY BOARDS OF EDUCATION SHALL BE SELECTED AS FOLLOWS:

(I) THE BALTIMORE CITY BOARD OF SCHOOL COMMISSIONERS IN ACCORDANCE WITH § 3-108.1 OF THIS SUBTITLE;

(II) THE CAROLINE COUNTY BOARD OF EDUCATION IN ACCORDANCE WITH § 3-3A-02 OF THIS TITLE;

(III) THE ANNE ARUNDEL COUNTY BOARD OF EDUCATION IN ACCORDANCE WITH § 3-110 OF THIS SUBTITLE; AND

(IV) THE COUNTY BOARDS OF EDUCATION IN THE COUNTIES LISTED IN § 3-114 OF THIS SUBTITLE IN ACCORDANCE WITH THE PROVISIONS OF THAT SECTION.”

On pages 2 and 3, strike beginning with line 9 on page 2 through line 3 on page 3 and substitute:

“(3) Carroll;

(4) Cecil;

(5) Charles;

(6) Dorchester;

(7) Frederick;

(8) Garrett;

- (9) Howard;
- (10) Kent;
- (11) Prince George's;
- (12) Montgomery;
- (13) Queen Anne's;
- (14) St. Mary's;
- (15) Somerset;
- (16) Talbot;
- (17) Washington; and
- (18) Worcester.

(B) IN CAROLINE COUNTY, IN ACCORDANCE WITH SUBTITLE 3A OF THIS TITLE, THE MEMBERS OF THE COUNTY BOARD SHALL BE A COMBINATION OF MEMBERS WHO ARE ELECTED AND APPOINTED.

[(b)] (C) An individual subject to the authority of the county board may not serve as a member of the county board. At the time of filing a certificate of candidacy for election to a county board, a person shall certify to the local board of supervisors of election whether or not he is subject to the authority of the county board. The Governor shall not issue a commission of election to a person who has certified affirmatively and who is elected to a county board until the member-elect offers proof that he is no longer subject to the authority of the county board.

(Over)

[(c)] (D) The election of the county boards shall be held as provided in Subtitles 2 through 14 of this title and the Election Law Article.

AMENDMENT NO. 3

On page 3, after line 7, insert:

“(B) “APPOINTED MEMBER” MEANS ONE OF THE THREE VOTING MEMBERS APPOINTED BY THE GOVERNOR UNDER § 3-3A-02(B)(2) OF THIS SUBTITLE.”;

in lines 8 and 11, strike “(B)” and “(C)”, respectively, and substitute “(C)” and “(D) (1)”, respectively; in line 12, after “EDUCATION” insert “ELECTED BY THE VOTERS OF CAROLINE COUNTY”; after line 12, insert:

“(2) “ELECTED MEMBER” DOES NOT INCLUDE THE NONVOTING STUDENT MEMBERS SELECTED UNDER § 3-3A-02(F) OF THIS SUBTITLE.”;

in line 14, strike “FIVE” and substitute “:

(1) FIVE”;

in line 15, after “MEMBERS” insert “;

(2) THREE APPOINTED MEMBERS; AND

(3) TWO NONVOTING STUDENT MEMBERS”;

and after line 22, insert:

“(3) (I) 1. THREE APPOINTED MEMBERS SHALL BE APPOINTED BY THE GOVERNOR FROM THE COUNTY AT-LARGE.

2. EACH APPOINTED MEMBER SHALL BE A RESIDENT OF THE COUNTY.

(II) IN APPOINTING MEMBERS TO THE COUNTY BOARD, THE GOVERNOR SHALL ENSURE, TO THE EXTENT PRACTICABLE, THAT THE TOTAL MAKEUP OF THE COUNTY BOARD REFLECTS GENDER, ETHNIC, AND RACIAL DIVERSITY.”.

AMENDMENT NO. 4

On page 4, after line 25, insert:

“(F) (1) A STUDENT MEMBER OF THE COUNTY BOARD SHALL:

(I) BE A REGULARLY ENROLLED ELEVENTH OR TWELFTH GRADE STUDENT OF GOOD CHARACTER AND IN GOOD STANDING IN A CAROLINE COUNTY PUBLIC HIGH SCHOOL DURING THE STUDENT’S TERM IN OFFICE;

(II) BE SELECTED IN THE STUDENT’S TENTH OR ELEVENTH GRADE IN ACCORDANCE WITH PARAGRAPH (3) OF THIS SUBSECTION; AND

(III) 1. SERVE FOR A TERM OF 1 YEAR; AND

2. IF THE STUDENT IS IN THE TWELFTH GRADE, CONTINUE TO SERVE AFTER GRADUATION AND UNTIL A SUCCESSOR IS SELECTED AND QUALIFIES.

(2) EACH HIGH SCHOOL IN THE COUNTY SHALL BE REPRESENTED BY A STUDENT MEMBER OF THE COUNTY BOARD.

(3) (I) FOR NOMINATION TO THE COUNTY BOARD, THE STUDENT BODY SHALL SUBMIT TO THE PRINCIPAL OF THE HIGH SCHOOL A LIST OF NOMINEES THAT CONTAINS THE NAMES OF ELIGIBLE STUDENTS.

(II) THE PRINCIPAL OF THE HIGH SCHOOL SHALL SELECT THE STUDENT MEMBER FROM THE LIST OF NOMINEES SUBMITTED TO THE PRINCIPAL UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.

(4) IF A VACANCY IN THE POSITION OF STUDENT MEMBER OCCURS DURING THE TERM OF A STUDENT MEMBER, THE PRINCIPAL OF THE HIGH SCHOOL REPRESENTED ON THE COUNTY BOARD SHALL SELECT ANOTHER STUDENT MEMBER USING THE METHOD SET FORTH UNDER PARAGRAPH (3) OF THIS SUBSECTION.”;

and in line 26, strike “(F)” and substitute “(G)”.

On page 5, in line 7, after “VACANCY” insert “OF AN ELECTED MEMBER”; and in lines 9 and 16, in each instance, strike “ELECTED” and substitute “VOTING”.

On page 6, in lines 24 and 28, in each instance, strike “ELECTED” and substitute “VOTING”.

On page 7, in line 5, strike “ELECTED” and substitute “VOTING”; and in line 7, strike “AN ELECTED” and substitute “A VOTING”.

AMENDMENT NO. 5

On page 5, in line 7, strike “(G)” and substitute “(H)”.