

HOUSE BILL 455

F3

(9lr2139)

ENROLLED BILL

—Ways and Means/Education, Health, and Environmental Affairs—

Introduced by **Caroline County Delegation**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Caroline County ~~Elected School Board~~ Board of Education – Election and**
3 **Appointment of Members – Referendum**

4 FOR the purpose of requiring that ~~the~~ certain members of the Caroline County Board
5 of Education be elected; *requiring that certain members of the Caroline County*
6 *Board of Education be appointed*; establishing a procedure for the election of
7 certain members of the county board; ~~specifying member qualifications;~~
8 ~~establishing a certain term of office for elected members, specifying the initial~~
9 ~~terms of the elected members, and staggering the terms of the members;~~
10 ~~providing a procedure for filling a vacancy on the county board; requiring the~~
11 ~~county board to conduct certain interviews and publish certain notices when~~
12 ~~filling a vacancy; providing for a nonvoting student member; providing for the~~
13 ~~removal of members under certain circumstances; providing for the election of~~
14 ~~the president and vice president of the county board; providing for the~~
15 ~~compensation and expenses of the members of the county board; requiring the~~

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.

Italics indicate opposite chamber / conference committee amendments.



1 ~~county board to meet at certain intervals; providing that the terms of the~~
 2 ~~appointed members of the county board shall expire on a certain date; making a~~
 3 ~~stylistic change; specifying that the certain members be elected by certain~~
 4 ~~districts; specifying elected member qualifications; establishing qualifications~~
 5 ~~for certain student members; providing that certain high schools in Caroline~~
 6 ~~County have representation through a student member of the county board;~~
 7 ~~providing for the appointment of certain members by the Governor; specifying~~
 8 ~~certain criteria for the Governor with regard to the appointment of certain~~
 9 ~~members; providing for the nomination and selection of certain student members;~~
 10 ~~establishing a certain term of office for the elected members; specifying the~~
 11 ~~initial terms of the elected members and staggering their terms; providing a~~
 12 ~~procedure for filling ~~a vacancy~~ certain vacancies on the county board; requiring~~
 13 ~~the county board to conduct certain interviews and publish certain notices when~~
 14 ~~filling a vacancy; providing for the removal of certain members under certain~~
 15 ~~circumstances; providing for the election of the president and vice president of~~
 16 ~~the county board; providing for the compensation and expenses of ~~the~~ certain~~
 17 ~~members of the county board; requiring the county board to meet at certain~~
 18 ~~intervals; providing that the terms of certain appointed members of the county~~
 19 ~~board shall expire on a certain date; making a stylistic change; submitting this~~
 20 ~~Act to a referendum of the legally qualified voters of Caroline County; and~~
 21 ~~generally relating to the Caroline County Board of Education and the election~~
 22 ~~and appointment of its members.~~

23 BY repealing and reenacting, with amendments,
 24 Article – Education
 25 Section ~~3-114(a)~~ 3-108(a) and 3-114
 26 Annotated Code of Maryland
 27 (2008 Replacement Volume)

28 BY adding to
 29 Article – Education
 30 Section ~~3-3A-01~~ through ~~3-3A-05~~ 3-3A-06 to be under the new subtitle
 31 “Subtitle 3A. Caroline County”
 32 Annotated Code of Maryland
 33 (2008 Replacement Volume)

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

36 **Article – Education**

37 3-108.

38 (a) (1) Except [for the Baltimore City Board of School Commissioners
 39 established under § 3-108.1 of this subtitle, counties listed in § 3-114 of this subtitle,
 40 and subject to the provisions of § 3-110 of this subtitle with respect to the Anne Arundel
 41 County Board of Education] AS PROVIDED IN PARAGRAPH (2) OF THIS

1 SUBSECTION, the Governor shall appoint the members of each county board from the
 2 residents of that county.

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

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

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

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

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

14 3-114.

15 (a) In the following counties, the members of the county board shall be
 16 elected:

17 (1) Allegany;

18 (2) Calvert;

19 ~~(3) CAROLINE;~~

20 ~~[(3)] (4) Carroll;~~

21 ~~[(4)] (5) Cecil;~~

22 ~~[(5)] (6) Charles;~~

23 ~~[(6)] (7) Dorchester;~~

24 ~~[(7)] (8) Frederick;~~

25 ~~[(8)] (9) Garrett;~~

26 ~~[(9)] (10) Howard;~~

27 ~~[(10)] (11) Kent;~~

- 1 ~~[(11) Prince George's;~~
2 ~~(12) Montgomery;]~~
3 ~~(12) MONTGOMERY;~~
4 ~~(13) PRINCE GEORGE'S;~~
5 ~~[(13)] (14) Queen Anne's;~~
6 ~~[(14)] (15) St. Mary's;~~
7 ~~[(15)] (16) Somerset;~~
8 ~~[(16)] (17) Talbot;~~
9 ~~[(17)] (18) Washington; and~~
10 ~~[(18)] (19) Worcester.~~
11 (3) Carroll;
12 (4) Cecil;
13 (5) Charles;
14 (6) Dorchester;
15 (7) Frederick;
16 (8) Garrett;
17 (9) Howard;
18 (10) Kent;
19 (11) Prince George's;
20 (12) Montgomery;
21 (13) Queen Anne's;
22 (14) St. Mary's;
23 (15) Somerset;

1 (A) THE CAROLINE COUNTY BOARD OF EDUCATION CONSISTS OF:

2 ~~(1) FIVE VOTING, NONPARTISAN, ELECTED MEMBERS; AND~~

3 ~~(2) ONE NONVOTING STUDENT MEMBER.~~

4 ~~(B) THE FIVE VOTING, NONPARTISAN, ELECTED MEMBERS SHALL BE~~
 5 ~~ELECTED AT LARGE BY THE VOTERS OF THE ENTIRE COUNTY AT A GENERAL~~
 6 ~~ELECTION IN ACCORDANCE WITH SUBSECTION (D) OF THIS SECTION. FIVE:~~

7 (1) THREE ELECTED MEMBERS;

8 (2) TWO APPOINTED MEMBERS; AND

9 (3) TWO NONVOTING STUDENT MEMBERS.

10 (B) (1) ONE ELECTED MEMBER SHALL BE ELECTED FROM EACH OF
 11 THE ~~FIVE~~ THREE BOARD OF EDUCATION DISTRICTS ESTABLISHED IN CAROLINE
 12 COUNTY.

13 (2) AN ELECTED MEMBER SHALL BE:

14 (I) A RESIDENT OF THE DISTRICT FROM WHICH THE
 15 MEMBER IS ELECTED; AND

16 (II) ELECTED ONLY BY THE VOTERS OF THAT DISTRICT.

17 (3) (I) 1. TWO APPOINTED MEMBERS SHALL BE APPOINTED
 18 BY THE GOVERNOR, WITH THE ADVICE AND CONSENT OF THE SENATE, FROM
 19 THE COUNTY AT-LARGE.

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

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

26 (C) (1) THE BOARD OF EDUCATION DISTRICTS SHALL:

27 (I) BE ESTABLISHED BY THE COUNTY COMMISSIONERS OF
 28 CAROLINE COUNTY; AND

1 (II) BE SUBSTANTIALLY EQUAL IN POPULATION AND
2 REAPPORTIONED ON THE BASIS OF EACH DECENNIAL CENSUS OF THE UNITED
3 STATES.

4 (2) REAPPORTIONED DISTRICTS SHALL BECOME EFFECTIVE FOR
5 THE TERM OF OFFICE COMMENCING AFTER THE FIRST REGULAR PRIMARY
6 ELECTION HELD AT LEAST 15 MONTHS AFTER THE OFFICIAL REPORT ON
7 POPULATION IS RECEIVED BY THE STATE FROM THE BUREAU OF THE CENSUS.

8 (D) (1) AS APPLICABLE FOR THAT BOARD OF EDUCATION DISTRICT,
9 AT THE GENERAL ELECTION THE BALLOT SHALL PROVIDE THE VOTER WITH THE
10 CHOICE TO CAST A VOTE "FOR" A CANDIDATE FOR ELECTION FROM THAT
11 DISTRICT.

12 (2) AFTER THE ELECTION RESULTS ARE CERTIFIED, THE STATE
13 BOARD OF ELECTIONS SHALL DECLARE FOR EACH DISTRICT WHETHER A
14 CANDIDATE HAS BEEN ELECTED.

15 ~~(C)~~ (E) (1) A CANDIDATE AN INDIVIDUAL ELECTED TO THE
16 COUNTY BOARD SHALL BE AT LEAST 21 YEARS OLD AND A REGISTERED VOTER
17 AND RESIDENT OF CAROLINE COUNTY FOR AT LEAST 3 YEARS.

18 ~~(2) A MEMBER WHO NO LONGER RESIDES IN CAROLINE COUNTY~~
19 ~~OR WHO IS NOT A REGISTERED VOTER OF CAROLINE COUNTY MAY NOT~~
20 ~~CONTINUE AS A MEMBER OF THE COUNTY BOARD.~~

21 (2) A MEMBER MAY NOT CONTINUE AS A MEMBER OF THE COUNTY
22 BOARD IF THE MEMBER:

23 (I) NO LONGER RESIDES IN THE BOARD OF EDUCATION
24 DISTRICT THAT THE MEMBER IS DESIGNATED TO REPRESENT; OR

25 (II) IS NOT A REGISTERED VOTER OF CAROLINE COUNTY.

26 (3) AN INDIVIDUAL EMPLOYED BY, OR UNDER THE DIRECTION OF,
27 THE COUNTY BOARD OR OF THE CAROLINE COUNTY SUPERINTENDENT OF
28 SCHOOLS IS NOT ELIGIBLE TO SERVE ON THE COUNTY BOARD.

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

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

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

6 (III) 1. SERVE FOR A TERM OF 1 YEAR; AND
 7 2. IF THE STUDENT IS IN THE TWELFTH GRADE,
 8 CONTINUE TO SERVE AFTER GRADUATION AND UNTIL A SUCCESSOR IS
 9 SELECTED AND QUALIFIES.

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

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

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

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

23 ~~(D) (E) (G)~~ (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION,
 24 EACH ~~VOTING, NONPARTISAN,~~ ELECTED MEMBER SERVES FOR A TERM OF 4
 25 YEARS BEGINNING ON THE FIRST MONDAY IN DECEMBER AFTER THE MEMBER'S
 26 ELECTION AND UNTIL A SUCCESSOR IS ELECTED AND QUALIFIES.

27 (2) THE INITIAL TERMS OF THE ELECTED ~~VOTING~~ MEMBERS ARE
 28 STAGGERED AS FOLLOWS:

29 (I) THE THREE MEMBERS ELECTED TO THE COUNTY BOARD
 30 AT THE GENERAL ELECTION IN NOVEMBER ~~2010~~ 2012 WHO RECEIVE THE
 31 HIGHEST NUMBER OF VOTES CAST FROM AMONG THE SUCCESSFUL CANDIDATES
 32 AT THAT ELECTION SHALL SERVE FOR A TERM OF 4 YEARS; AND

1 (II) ~~THE TWO MEMBERS~~ MEMBER ELECTED TO THE COUNTY
2 BOARD AT THE GENERAL ELECTION IN NOVEMBER ~~2010~~ 2012 WHO ~~RECEIVE~~
3 RECEIVES THE LEAST NUMBER OF VOTES CAST FROM AMONG THE SUCCESSFUL
4 CANDIDATES AT THAT ELECTION SHALL SERVE FOR A TERM OF 2 YEARS.

5 ~~(E)~~ ~~(G)~~ (H) (1) IN THE EVENT OF A VACANCY OF AN ELECTED MEMBER
6 ON THE COUNTY BOARD DUE TO DEATH, RESIGNATION, DISQUALIFICATION, OR
7 REMOVAL, THE REMAINING ~~VOTING, NONPARTISAN, ELECTED, ELECTED VOTING~~
8 MEMBERS ~~OF THE COUNTY BOARD~~ SHALL SELECT A QUALIFIED INDIVIDUAL TO
9 FILL THE VACANCY FOR THE REMAINDER OF THE TERM OF THE VACATING
10 MEMBER AND UNTIL A SUCCESSOR IS ELECTED AND QUALIFIES.

11 (2) AN INDIVIDUAL APPOINTED TO FILL A VACANCY FOR AN
12 ELECTED MEMBER SHALL BE A RESIDENT OF THE SAME BOARD OF EDUCATION
13 DISTRICT AS THAT OF THE VACATING MEMBER.

14 ~~(2)~~ (3) BEFORE FILLING A VACANCY FOR AN ELECTED
15 MEMBER, THE REMAINING ~~VOTING, NONPARTISAN, ELECTED VOTING~~ MEMBERS
16 OF THE COUNTY BOARD SHALL CONDUCT AN INTERVIEW OF EACH APPLICANT
17 AT AN OPEN MEETING.

18 ~~(3)~~ (4) (I) THE COUNTY BOARD SHALL PUBLISH A LIST OF
19 THE NAMES OF THE APPLICANTS FOR A VACANCY ON THE COUNTY BOARD AT
20 LEAST 2 WEEKS BEFORE THE INTERVIEW OF THE FIRST APPLICANT IS
21 SCHEDULED TO OCCUR.

22 (II) THE COUNTY BOARD SHALL CAUSE PUBLIC NOTICE OF
23 THE DATE, TIME, AND LOCATION OF THE INTERVIEW FOR EACH APPLICANT TO
24 BE PUBLISHED:

25 1. AT LEAST 2 WEEKS BEFORE THE INTERVIEW IS
26 SCHEDULED TO OCCUR; AND

27 2. IN THE SAME MANNER AS PUBLIC NOTICE OF A
28 REGULAR MEETING OF THE COUNTY BOARD IS PUBLISHED.

29 ~~(4)~~ (5) THE COUNTY BOARD IS NOT REQUIRED TO CONDUCT
30 DISCUSSIONS OF THE APPLICANTS OR MAKE THE FINAL SELECTION OF THE
31 ~~VOTING, NONPARTISAN, ELECTED VOTING~~ MEMBER TO FILL THE VACANCY AT
32 AN OPEN MEETING.

33 (1) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, EACH
34 APPOINTED MEMBER SERVES FOR A TERM OF 4 YEARS BEGINNING ON THE FIRST
35 MONDAY IN DECEMBER 2012.

1 **(2) THE INITIAL TERMS OF THE APPOINTED MEMBERS ARE**
2 **STAGGERED AS FOLLOWS:**

3 **(I) ONE APPOINTED MEMBER SHALL SERVE FOR A TERM OF**
4 **6 YEARS; AND**

5 **(II) ONE APPOINTED MEMBER SHALL SERVE FOR A TERM OF**
6 **4 YEARS.**

7 **(3) IN THE EVENT OF A VACANCY OF AN APPOINTED MEMBER DUE**
8 **TO DEATH, RESIGNATION, DISQUALIFICATION, OR REMOVAL, THE GOVERNOR**
9 **SHALL APPOINT ANOTHER INDIVIDUAL TO COMPLETE THE TERM OF THE**
10 **VACATING APPOINTED MEMBER.**

11 **~~(F) (1) THE NONVOTING STUDENT MEMBER OF THE COUNTY BOARD~~**
12 **~~SHALL BE AN 11TH OR 12TH GRADE STUDENT IN GOOD STANDING IN THE~~**
13 **~~CAROLINE COUNTY PUBLIC SCHOOL SYSTEM.~~**

14 **~~(2) (I) THE STUDENT MEMBER AND AN ALTERNATE STUDENT~~**
15 **~~MEMBER SHALL BE SELECTED IN ACCORDANCE WITH PROCEDURES APPROVED~~**
16 **~~BY THE COUNTY BOARD.~~**

17 **~~(II) THE PROCEDURES APPROVED BY THE COUNTY BOARD~~**
18 **~~UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL REFLECT~~**
19 **~~RECOMMENDATIONS BY AND THE INVOLVEMENT OF THE STUDENT COUNCILS OF~~**
20 **~~CAROLINE COUNTY.~~**

21 **~~(3) THE TERM OF THE STUDENT MEMBER IS 1 YEAR.~~**

22 **~~(4) THE STUDENT MEMBER MAY NOT VOTE, BUT MAY INDICATE A~~**
23 **~~PREFERENCE FOR OR AGAINST ANY QUESTION BEFORE THE COUNTY BOARD.~~**

24 **~~(5) UNLESS INVITED TO ATTEND BY AN AFFIRMATIVE VOTE OF A~~**
25 **~~MAJORITY OF THE COUNTY BOARD, THE STUDENT MEMBER MAY NOT ATTEND~~**
26 **~~ANY EXECUTIVE SESSION OF THE COUNTY BOARD THAT RELATES TO~~**
27 **~~PERSONNEL, SPECIAL EDUCATION PLACEMENTS, COLLECTIVE BARGAINING, OR~~**
28 **~~HEARINGS HELD UNDER § 6-202 OF THIS ARTICLE.~~**

29 **~~(6) THE STUDENT MEMBER MAY NOT RECEIVE COMPENSATION,~~**
30 **~~BUT MAY BE REIMBURSED FOR OUT-OF-POCKET EXPENSES INCURRED IN~~**
31 **~~CONNECTION WITH OFFICIAL DUTIES APPROVED BY THE COUNTY BOARD IN~~**
32 **~~ACCORDANCE WITH THE POLICIES OF THE CAROLINE COUNTY PUBLIC SCHOOL~~**
33 **~~SYSTEM.~~**

1 ~~3-3A-02.~~ 3-3A-03.

2 (A) WITH THE APPROVAL OF THE GOVERNOR, THE STATE BOARD MAY
3 REMOVE ~~A VOTING, NONPARTISAN, ELECTED~~ ANY MEMBER OF THE COUNTY
4 BOARD FOR ANY OF THE FOLLOWING REASONS:

- 5 (1) IMMORALITY;
- 6 (2) MISCONDUCT IN OFFICE;
- 7 (3) INCOMPETENCY; OR
- 8 (4) WILLFUL NEGLECT OF DUTY.

9 (B) BEFORE REMOVING A ~~VOTING, NONPARTISAN, ELECTED~~ MEMBER,
10 THE STATE BOARD SHALL SEND THE MEMBER A COPY OF THE CHARGES
11 AGAINST THE MEMBER AND GIVE THE MEMBER AN OPPORTUNITY WITHIN 10
12 DAYS TO REQUEST A HEARING.

13 (C) IF THE ~~VOTING, NONPARTISAN, ELECTED~~ MEMBER REQUESTS A
14 HEARING WITHIN THE 10-DAY PERIOD:

15 (1) (I) THE STATE BOARD PROMPTLY SHALL HOLD A
16 HEARING; BUT

17 (II) A HEARING MAY NOT BE SET WITHIN 10 DAYS AFTER
18 THE STATE BOARD SENDS THE MEMBER A NOTICE OF THE HEARING; AND

19 (2) THE ~~VOTING, NONPARTISAN, ELECTED~~ MEMBER SHALL HAVE
20 AN OPPORTUNITY TO BE HEARD PUBLICLY BEFORE THE STATE BOARD IN THE
21 MEMBER'S OWN DEFENSE, IN PERSON OR BY COUNSEL.

22 (D) A ~~VOTING, NONPARTISAN, ELECTED~~ MEMBER REMOVED UNDER
23 THIS SECTION HAS THE RIGHT TO A DE NOVO REVIEW OF THE REMOVAL BY THE
24 CIRCUIT COURT FOR CAROLINE COUNTY.

25 ~~3-3A-03.~~ 3-3A-04.

26 (A) ~~(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AT~~ AT ITS
27 FIRST MEETING IN DECEMBER OF EACH YEAR, THE ~~VOTING, NONPARTISAN,~~
28 ~~ELECTED~~ VOTING MEMBERS OF THE COUNTY BOARD SHALL ELECT A PRESIDENT
29 AND VICE PRESIDENT FROM AMONG ITS MEMBERS.

1 ~~(2) IN AN ELECTION YEAR, THE COUNTY BOARD SHALL ELECT ITS~~
2 ~~OFFICERS AT THE FIRST MEETING OF THE NEW COUNTY BOARD.~~

3 (B) IN THE EVENT OF A VACANCY IN THE OFFICE OF PRESIDENT OR
4 VICE PRESIDENT OF THE COUNTY BOARD, THE ~~VOTING, NONPARTISAN,~~
5 ~~ELECTED~~ VOTING MEMBERS OF THE COUNTY BOARD SHALL ELECT A NEW
6 OFFICER TO FILL THE VACANCY WITHIN 30 DAYS AFTER THE VACANCY OCCURS.

7 ~~3-3A-04, 3-3A-05.~~

8 (A) THE PRESIDENT OF THE COUNTY BOARD IS ENTITLED TO RECEIVE
9 \$4,000 ANNUALLY AS COMPENSATION, AND THE OTHER ~~VOTING, NONPARTISAN,~~
10 ~~ELECTED~~ MEMBERS ~~EACH~~ ARE ENTITLED TO RECEIVE \$3,500 ANNUALLY AS
11 COMPENSATION.

12 (B) AS PROVIDED IN THE CAROLINE COUNTY BUDGET, EACH ~~VOTING,~~
13 ~~NONPARTISAN, ELECTED~~ VOTING MEMBER IS ENTITLED TO AN ALLOWANCE FOR
14 TRAVEL AND OTHER EXPENSES.

15 (C) ~~A VOTING, NONPARTISAN, AN ELECTED~~ A VOTING MEMBER IS NOT
16 ELIGIBLE FOR ANY FRINGE BENEFIT PROVIDED BY THE CAROLINE COUNTY
17 PUBLIC SCHOOL SYSTEM, THE CAROLINE COUNTY BOARD OF EDUCATION, OR
18 THE COUNTY COMMISSIONERS OF CAROLINE COUNTY, INCLUDING:

19 (1) HEALTH INSURANCE;

20 (2) LIFE INSURANCE; AND

21 (3) A PENSION.

22 ~~3-3A-05, 3-3A-06.~~

23 (A) THE COUNTY BOARD SHALL MEET AT LEAST ONCE EACH MONTH.

24 (B) (1) EACH MEETING OF THE COUNTY BOARD SHALL BE
25 CONDUCTED IN ACCORDANCE WITH THE PROVISIONS OF THE MARYLAND OPEN
26 MEETINGS ACT, TITLE 10, SUBTITLE 5 OF THE STATE GOVERNMENT ARTICLE.

27 (2) THE COUNTY BOARD MAY AVAIL ITSELF OF ANY EXCLUSION
28 AUTHORIZED UNDER THE MARYLAND OPEN MEETINGS ACT.

29 SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding the
30 provisions of this Act, the terms of the appointed members of the Caroline County

1 Board of Education in office on the effective date of this Act shall expire at the end of
2 December ~~5~~, 2, 2010.

3 SECTION 3. AND BE IT FURTHER ENACTED, That before this Act becomes
4 effective it shall first be submitted to a referendum of the legally qualified voters of
5 Caroline County at the general election to be held in November of 2010. The County
6 governing body and the Caroline County Board of Elections shall do those things
7 necessary and proper to provide for and hold the referendum required by this section.
8 There shall be printed on the ballot to be used at this election the title of this Act and
9 underneath the title, on separate lines, a square or box opposite the words "For a
10 Board of Education ~~Elected by the Voters of Caroline County~~ Elected in Part by the
11 Voters of Caroline County (3 members) and Appointed in Part by the Governor (2
12 members)" and a corresponding square box opposite the words "For a Board of
13 Education Appointed by the Governor". A voter may choose only one of the methods of
14 selection. If a majority of the votes cast on the question are "For a Board of Education
15 ~~Elected by the Voters of Caroline County~~ Elected in Part by the Voters of Caroline
16 County (3 members) and Appointed in Part by the Governor (2 members)", the
17 provisions of this Act shall become effective on the 30th day following the official
18 c canvass of votes for the referendum.

19 SECTION ~~3~~ 4. AND BE IT FURTHER ENACTED, ~~That this Act shall take~~
20 ~~effect October 1, 2009.~~ That, subject to the provisions of Section 3 of this Act and for
21 the sole purpose of providing for the referendum required by Section 3 of this Act, this
22 Act shall take effect October 1, 2009.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.