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By: Senators Zirkin and Brochin

Introduced and read first time: January 23, 2013 Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 Baltimore County – Board of Education – Prohibited Members

- FOR the purpose of prohibiting a regulated lobbyist or the spouse of a regulated
 lobbyist from being appointed as a member of the Baltimore County Board of
 Education; and generally relating to membership and the Baltimore County
 Board of Education.
- 7 BY repealing and reenacting, with amendments,
- 8 Article Education
- 9 Section 3–109
- 10 Annotated Code of Maryland
- 11 (2008 Replacement Volume and 2012 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 13 MARYLAND, That the Laws of Maryland read as follows:

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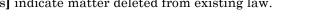
Article – Education

15 3–109.

16 (a) (1) [The] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE 17 Baltimore County Board consists of 12 members who shall be appointed as follows:

- 18 **[**(1)**] (I)** Four from the county at large;
- 19 [(2)] (II) One from each of the seven councilmanic districts in 20 Baltimore County; and
- 21 [(3)] (III) One student member from the county at large.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law.





$rac{1}{2}$	(2) LOBBYIST MAY N		EGULATED LOBBYIST OR THE SPOUSE OF A REGULATED APPOINTED AS A MEMBER OF THE BOARD.		
3	(b) (1)	The s	tudent member shall:		
$\frac{4}{5}$	County public sch	(i) ool sys	Be an eleventh or twelfth grade student in the Baltimore tem;		
6		(ii)	Serve for 1 year; and		
7		(iii)	Advise the board on the thoughts and feelings of students.		
$\frac{8}{9}$	(2) Unless invited to attend by an affirmative vote of a majority of the county board, the student member may not attend an executive session that relates to:				
10		(i)	Hearings on appeals of special education placements;		
11		(ii)	Hearings held under § 6–202(a) of this article; or		
12		(iii)	Collective bargaining.		
$\begin{array}{c} 13\\14 \end{array}$	(3) member may vote	-	rovided in paragraph (4) of this subsection, the student matters except those relating to:		
15		(i)	§ 6–202(a) of this article;		
16		(ii)	Collective bargaining;		
17		(iii)	Capital and operating budgets; and		
18		(iv)	School closings, reopenings, and boundaries.		
19 20 21		ase–by	majority vote of the nonstudent members, the board may -case basis, whether a matter under consideration is covered isions listed in paragraph (3) of this subsection.		
$\begin{array}{c} 22 \\ 23 \end{array}$	(c) A boa be replaced as a m		mber who does not maintain his residential qualification shall		
$\begin{array}{c} 24\\ 25\\ 26\end{array}$	(d) If the boundary line of a councilmanic district is changed, the term of an incumbent member of the county board who no longer resides in the councilmanic district because of the change is not affected during this term.				
27 28 29	(e) There is a School Shared Space Council in Baltimore County consisting of 12 employees of the county appointed by the County Executive for a term coterminous with that of the board as follows:				

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1	((1)	Two from the staff of the county board of education;		
$2 \\ 3$	(2) Two from the County Executive's administrative staff, one of whom shall be the Director of Central Services;				
4	(4	(3)	One from the Department of Social Services;		
5	(4	(4)	One from the Department of Recreation and Parks;		
6	((5)	One from the Department of Aging;		
7	((6)	One from the Health Department;		
8 9	(conditions:	(7)	One from the county community colleges, subject to the following		
10 11	(i) Representation shall be determined on a rotating basis by alphabetical order by community college name; and				
12			(ii) Each such member shall serve for 1 year;		
13	(1	(8)	One from the Department of Juvenile Services;		
14	(1	(9)	One from the county public libraries; and		
15	((10)	One from the Department of Planning.		
$\frac{16}{17}$	(f) A county employee Council member who does not maintain his employment in the county shall be replaced.				
18 19	(g) In addition to the county employee members, there shall be eight county citizens selected as members of the Council as follows and with the following duties:				
20 21 22 23	(1) The county citizen members shall be selected by the County Executive. One member shall be selected from each legislative district of Baltimore County with the approval of the State Senator from that district. Each legislative district representative shall reside in that district;				
24 25 26 27 28 29	(2) The initial members selected to represent legislative districts 5, 7, 9, and 11 shall each serve for a 2-year term beginning June 1, 1979, and ending May 31, 1981. Thereafter all members shall be selected to serve 2-year terms. The initial members selected to represent legislative districts 8, 10, 12, and 13 shall each serve for a 1-year term beginning June 1, 1979, and ending May 31, 1980, and thereafter all members shall be selected for 2-year terms;				

1 (3) A citizen member shall be entitled to attend and vote at a Council 2 session where an issue before the Council concerns the school or schools in the citizen 3 member's respective district; and

4 (4) When the Council meets to consider countywide issues, all selected 5 citizen members shall be entitled to attend such sessions and vote.

6 (h) The Council shall:

7 (1) Meet as needed to compile the number of spaces in the public 8 schools of the county that are not filled and to evaluate the feasibility of the utilization 9 of the spaces by the community and county departments; and

10 (2) Report its findings and recommendations to the county board of 11 education and the County Executive at least twice during the school year.

12 (i) The County Executive may, by executive order, appoint up to two 13 additional members to the Council from agencies of the county government.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effectJuly 1, 2013.

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