

SENATE BILL 317

E3, F5

6lr0968
CF HB 1463

By: **Senators Kelley, Bates, Conway, Currie, DeGrange, Feldman, Ferguson, Jennings, Kagan, Kasemeyer, King, McFadden, Nathan-Pulliam, Peters, Pinsky, Pugh, Raskin, Rosapepe, Salling, Waugh, Young, and Zirkin**

Introduced and read first time: January 27, 2016

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: February 16, 2016

CHAPTER _____

1 AN ACT concerning

2 **Coordinating Council for Juvenile Services Educational Programs –**
3 **Membership**

4 FOR the purpose of altering the membership of the Coordinating Council for Juvenile
5 Services Educational Programs; providing for the terms of office of the appointed
6 members of the Coordinating Council; providing for the termination of the term of a
7 certain member of the Coordinating Council; providing that the terms of certain
8 members of the Coordinating Council begin on a certain date; providing for the
9 construction of this Act; and generally relating to the membership of the
10 Coordinating Council for Juvenile Services Educational Programs.

11 BY repealing and reenacting, with amendments,
12 Article – Education
13 Section 22–305
14 Annotated Code of Maryland
15 (2014 Replacement Volume and 2015 Supplement)

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

18 **Article – Education**

19 22–305.

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 (a) (1) There is a Coordinating Council for Juvenile Services Educational
2 Programs in the Department.

3 (2) The Council is within the State Department of Education for
4 administrative and budgetary purposes.

5 (b) (1) The Council consists of [seven] **THE FOLLOWING** members[.]:

6 [(2) Two of the members shall be residents of the State appointed by the
7 Governor for a term of 4 years and until a successor is appointed and qualifies.

8 (3) (I) [The following officials shall serve as] **AS** ex officio members [of
9 the Council]:

10 [(i)] 1. The State Superintendent of Schools;

11 [(ii)] 2. The Secretary of Budget and Management;

12 [(iii)] 3. The Secretary of Juvenile Services;

13 [(iv)] 4. The Secretary of Higher Education; and

14 [(v)] 5. **THE EXECUTIVE DIRECTOR OF THE MARYLAND**
15 **ASSOCIATION OF COMMUNITY COLLEGES, OR THE EXECUTIVE DIRECTOR'S**
16 **DESIGNEE;**

17 (II) A county superintendent of schools, from a county in which a
18 residential facility is located, [whom the State Superintendent shall select with the
19 concurrence of the Secretary] **APPOINTED BY THE PUBLIC SCHOOL**
20 **SUPERINTENDENTS' ASSOCIATION OF MARYLAND;**

21 (III) **ONE MEMBER APPOINTED BY THE MARYLAND**
22 **ASSOCIATION OF BOARDS OF EDUCATION;**

23 (IV) **ONE RESIDENT OF EACH OF THE FOLLOWING COUNTIES,**
24 **APPOINTED BY THE GOVERNOR, IN CONSULTATION WITH THE COUNTY EXECUTIVE**
25 **OR MAYOR OF THE COUNTY:**

26 1. **ANNE ARUNDEL COUNTY;**

27 2. **BALTIMORE CITY;**

28 3. **BALTIMORE COUNTY;**

1 4. **FREDERICK COUNTY;**

2 5. **HOWARD COUNTY;**

3 6. **MONTGOMERY COUNTY; AND**

4 7. **PRINCE GEORGE'S COUNTY; AND**

5 (v) **TWO RESIDENTS OF THE STATE APPOINTED BY THE**
6 **GOVERNOR.**

7 (2) **(I) THE TERM OF EACH MEMBER APPOINTED UNDER**
8 **PARAGRAPH (1)(II), (III), AND (IV) OF THIS SUBSECTION IS 2 YEARS.**

9 (b) **(II) THE TERM OF EACH MEMBER APPOINTED UNDER**
10 **PARAGRAPH (1)(V) OF THIS SUBSECTION IS 4 YEARS.**

11 (c) **(III) AT THE END OF A TERM, AN APPOINTED MEMBER**
12 **CONTINUES TO SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.**

13 (d) **(IV) A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN**
14 **SERVES ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS APPOINTED**
15 **AND QUALIFIES.**

16 (c) Each member of the Council:

17 (1) Serves without compensation; but

18 (2) Is entitled to reimbursement for expenses in accordance with the
19 Standard State Travel Regulations.

20 (d) (1) The State Superintendent shall serve as chairman of the Council.

21 (2) The Council shall designate the time and place of its meetings and may
22 adopt rules for the conduct of the meetings.

23 (3) The State Department of Education shall provide technical and clerical
24 assistance and support to the Council.

25 SECTION 2. AND BE IT FURTHER ENACTED, That:

26 (a) The term of the member of the Coordinating Council for Juvenile Services
27 Educational Programs who is a county superintendent of schools and in office at the end of
28 December 31, 2016, shall terminate at the end of December 31, 2016, and the Public School

1 Superintendents' Association of Maryland shall appoint a county superintendent of schools
2 to succeed that member for a term of 2 years beginning on January 1, 2017, until a successor
3 is appointed and qualifies.

4 (b) The Maryland Association of Boards of Education and the Governor shall
5 appoint additional members to the Coordinating Council, as authorized under this Act, to
6 serve for a term of 2 years beginning on January 1, 2017, until a successor is appointed and
7 qualifies.

8 (c) The Executive Director of the Maryland Association of Community Colleges,
9 or the Executive Director's designee, shall take office as a member of the Coordinating
10 Council beginning on January 1, 2017.

11 (d) This Act may not be construed to alter the terms of the members of the
12 Coordinating Council who were appointed by the Governor to a term of 4 years and are in
13 office on the effective date of this Act.

14 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2016.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.