

# SENATE BILL 131

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7lr1091  
CF 7lr1144

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By: **Senators Simonaire and Astle**

Introduced and read first time: January 16, 2017

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **Anne Arundel County – Board of Education – Selection of Members**

3 FOR the purpose of establishing a procedure for the election and appointment of certain  
4 members of the Anne Arundel County Board of Education; repealing certain  
5 provisions governing the appointment of members of the county board; establishing  
6 the composition of the county board; requiring certain members of the county board  
7 to be elected from certain districts; establishing certain procedures for the election  
8 and appointment of certain members of the county board; providing for the residency  
9 requirements, terms of office, and filling of a vacancy in the office of certain members  
10 of the county board; renaming the School Board Nominating Commission of Anne  
11 Arundel County to be the School Board Appointment Commission of Anne Arundel  
12 County; requiring the Commission to appoint certain members of the county board;  
13 altering the membership of the Commission; altering the number of affirmative votes  
14 required for the approval of any Commission action; providing for the removal of,  
15 and hearings and appeal procedures for, certain members of the county board;  
16 providing for the expiration of the terms of certain appointed members of the county  
17 board; making certain conforming changes; and generally relating to the election and  
18 appointment of members of the Anne Arundel County Board of Education.

19 BY renumbering

20 Article – Education

21 Section 3–2A–01 through 3–2A–10, respectively, and the subtitle “Subtitle 2A.  
22 Baltimore County”

23 to be Section 3–2B–01 through 3–2B–10, respectively, and the subtitle “Subtitle 2B.  
24 Baltimore County”

25 Annotated Code of Maryland

26 (2014 Replacement Volume and 2016 Supplement)

27 BY repealing and reenacting, with amendments,

28 Article – Education

29 Section 3–108(a), 3–110, and 3–114

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Annotated Code of Maryland  
2 (2014 Replacement Volume and 2016 Supplement)

3 BY adding to  
4 Article – Education  
5 Section 3–2A–02 and 3–2A–07 to be under the new subtitle “Subtitle 2A. Anne  
6 Arundel County”  
7 Annotated Code of Maryland  
8 (2014 Replacement Volume and 2016 Supplement)

9 BY repealing and reenacting, without amendments,  
10 Article – Education  
11 Section 3–2B–01(a)  
12 Annotated Code of Maryland  
13 (2014 Replacement Volume and 2016 Supplement)  
14 (As enacted by Section 1 of this Act)

15 BY repealing and reenacting, with amendments,  
16 Article – Education  
17 Section 3–2B–01(b)(2)  
18 Annotated Code of Maryland  
19 (2014 Replacement Volume and 2016 Supplement)  
20 (As enacted by Section 1 of this Act)

21 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
22 That Section(s) 3–2A–01 through 3–2A–10, respectively, and the subtitle “Subtitle 2A.  
23 Baltimore County” of Article – Education of the Annotated Code of Maryland be  
24 renumbered to be Section(s) 3–2B–01 through 3–2B–10, respectively, and the subtitle  
25 “Subtitle 2B. Baltimore County”.

26 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read  
27 as follows:

28 **Article – Education**

29 3–108.

30 (a) (1) Except as provided in paragraph (2) of this subsection, the Governor  
31 shall appoint the members of each county board from the residents of that county.

32 (2) The members of the following county boards of education shall be  
33 selected as follows:

34 (i) The Baltimore City Board of School Commissioners in  
35 accordance with § 3–108.1 of this subtitle;

1                   (ii)    The Harford County Board of Education in accordance with §  
2 3–6A–01 of this title;

3                   (iii)   The Caroline County Board of Education in accordance with §  
4 3–3A–02 of this title;

5                   (iv)    The Anne Arundel County Board of Education in accordance with  
6 [§ 3–110 of this subtitle] **SUBTITLE 2A OF THIS TITLE**; and

7                   (v)    The county boards of education in the counties listed in § 3–114  
8 of this subtitle in accordance with the provisions of that section.

9 3–114.

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

11                   (1)    Allegany;

12                   (2)    Calvert;

13                   (3)    Carroll;

14                   (4)    Cecil;

15                   (5)    Charles;

16                   (6)    Dorchester;

17                   (7)    Frederick;

18                   (8)    Garrett;

19                   (9)    Howard;

20                   (10)   Kent;

21                   (11)   Montgomery;

22                   (12)   Queen Anne’s;

23                   (13)   St. Mary’s;

24                   (14)   Somerset;

25                   (15)   Talbot;

26                   (16)   Washington; and

1 (17) Worcester.

2 (B) IN ANNE ARUNDEL COUNTY, IN ACCORDANCE WITH SUBTITLE 2A OF  
3 THIS TITLE, THE MEMBERS OF THE COUNTY BOARD SHALL BE A COMBINATION OF  
4 MEMBERS WHO ARE ELECTED AND APPOINTED.

5 [(b)] (C) In Baltimore City, in accordance with § 3–108.1 of this subtitle, the  
6 members of the Baltimore City Board of School Commissioners shall be a combination of  
7 members who are elected and appointed.

8 [(c)] (D) In Baltimore County, in accordance with [Subtitle 2A] SUBTITLE 2B  
9 of this title, the members of the county board shall be a combination of members who are  
10 elected and appointed.

11 [(d)] (E) In Caroline County, in accordance with Subtitle 3A of this title, the  
12 members of the county board shall be a combination of members who are elected and  
13 appointed.

14 [(e)] (F) In Harford County, in accordance with Subtitle 6A of this title, the  
15 members of the county board shall be a combination of members who are elected and  
16 appointed.

17 [(f)] (G) In Prince George’s County, in accordance with Subtitle 10 of this title,  
18 the members of the county board shall be a combination of members who are elected and  
19 appointed.

20 [(g)] (H) An individual subject to the authority of the county board may not serve  
21 as a member of the county board. At the time of filing a certificate of candidacy for election  
22 to a county board, a person shall certify to the local board of supervisors of elections whether  
23 or not the person is subject to the authority of the county board. The Governor may not  
24 issue a commission of election to a person who has certified affirmatively and who is elected  
25 to a county board until the member–elect offers proof that the member–elect is no longer  
26 subject to the authority of the county board.

27 [(h)] (I) The election of the county boards shall be held as provided in Subtitles  
28 2 through 14 of this title and the Election Law Article.

29 SUBTITLE 2A. ANNE ARUNDEL COUNTY.

30 [3–110.] 3–2A–01.

31 (a) [(1)] The Anne Arundel County Board OF EDUCATION consists of [9  
32 members who shall be appointed as follows]:

33 [(i) 3 from the county at large;

1 (ii) 1 each from legislative districts 30, 31, 32, 33, and that portion  
2 of legislative district 21 that lies within Anne Arundel County; and

3 (iii) 1 student member]

4 (1) SEVEN NONPARTISAN ELECTED MEMBERS;

5 (2) THREE APPOINTED MEMBERS; AND

6 (3) ONE STUDENT MEMBER.

7 [(2) Except for the student member, the Governor shall appoint a member  
8 of the county board from a list of nominees submitted by the School Board Nominating  
9 Commission of Anne Arundel County as provided in subsection (b) of this section.]

10 (B) (1) OF THE 10 ELECTED AND APPOINTED MEMBERS OF THE COUNTY  
11 BOARD:

12 (I) ONE MEMBER SHALL BE ELECTED FROM EACH OF THE  
13 SEVEN COUNCILMANIC DISTRICTS IN THE COUNTY, ESTABLISHED BY THE ANNE  
14 ARUNDEL COUNTY COUNCIL, BY THE VOTERS OF THAT DISTRICT; AND

15 (II) THREE MEMBERS SHALL BE APPOINTED BY THE SCHOOL  
16 BOARD APPOINTMENT COMMISSION OF ANNE ARUNDEL COUNTY FROM THE  
17 COUNTY AT LARGE.

18 (2) (I) THE SEVEN ELECTED MEMBERS SHALL BE ELECTED AT A  
19 GENERAL ELECTION IN ACCORDANCE WITH § 3-2A-02 OF THIS SUBTITLE AND TITLE  
20 8, SUBTITLE 8 OF THE ELECTION LAW ARTICLE.

21 (II) THE THREE APPOINTED MEMBERS SHALL BE APPOINTED BY  
22 THE SCHOOL BOARD APPOINTMENT COMMISSION OF ANNE ARUNDEL COUNTY AS  
23 PROVIDED IN § 3-2A-03 OF THIS SUBTITLE.

24 (C) THE STUDENT MEMBER SHALL BE SELECTED IN ACCORDANCE WITH §  
25 3-2A-05 OF THIS SUBTITLE.

26 (D) (1) EACH MEMBER OF THE COUNTY BOARD MUST BE A RESIDENT OF  
27 ANNE ARUNDEL COUNTY.

28 (2) A MEMBER FROM A DISTRICT WHO DOES NOT MAINTAIN  
29 RESIDENCY IN THAT DISTRICT MAY NOT CONTINUE AS A MEMBER OF THE COUNTY  
30 BOARD AND THE OFFICE SHALL BE DEEMED VACANT.

1           **(3) IF THE BOUNDARY LINE OF A DISTRICT IS CHANGED, THE TERM OF**  
 2 **AN INCUMBENT MEMBER OF THE COUNTY BOARD WHO NO LONGER RESIDES IN THE**  
 3 **DISTRICT BECAUSE OF THE CHANGE IS NOT AFFECTED DURING THAT TERM.**

4           **(E) A MEMBER MAY NOT BE ELECTED OR APPOINTED TO SERVE ON THE**  
 5 **COUNTY BOARD FOR MORE THAN TWO CONSECUTIVE 4-YEAR TERMS.**

6 **3-2A-02.**

7           **(A) AT THE GENERAL ELECTION FOR THE ELECTED MEMBERS OF THE**  
 8 **COUNTY BOARD, THE BALLOT SHALL PROVIDE THE VOTERS OF THAT DISTRICT WITH**  
 9 **THE CHOICE TO CAST A VOTE “FOR” A CANDIDATE FOR ELECTION FROM THAT**  
 10 **DISTRICT ONLY.**

11           **(B) AFTER THE ELECTION RESULTS ARE CERTIFIED, THE STATE BOARD**  
 12 **SHALL DECLARE FOR EACH DISTRICT WHETHER A CANDIDATE HAS BEEN ELECTED.**

13           **(C) IN ANY ELECTION, IF NO CANDIDATE FILES A CERTIFICATE OF**  
 14 **CANDIDACY FOR THE OFFICE OR IF NO INDIVIDUAL OTHERWISE QUALIFIES TO HAVE**  
 15 **THE INDIVIDUAL’S NAME PLACED ON THE BALLOT, THE SCHOOL BOARD**  
 16 **APPOINTMENT COMMISSION OF ANNE ARUNDEL COUNTY SHALL APPOINT A**  
 17 **MEMBER TO FILL THAT VACANCY NO LATER THAN 30 DAYS AFTER THE GENERAL**  
 18 **ELECTION.**

19 **3-2A-03.**

20           **[(b)] (A) (1) [(i)] There is a School Board [Nominating] APPOINTMENT**  
 21 **Commission of Anne Arundel County.**

22                           **[(ii)] (2) The purpose of the Commission is to select [nominees to**  
 23 **be recommended to the Governor as] qualified candidates for appointment to the Anne**  
 24 **Arundel County Board of Education AND TO APPOINT A MEMBER:**

25                           **(I) ON THE EXPIRATION OF THE TERM OF AN APPOINTED**  
 26 **MEMBER; OR**

27                           **(II) TO FILL A VACANCY DURING THE TERM OF AN INCUMBENT**  
 28 **ELECTED OR APPOINTED MEMBER.**

29                           **[(iii)] (3) The Commission shall hold at least two public hearings on**  
 30 **the [selection of nominees] CANDIDATES before [recommending to the Governor nominees**  
 31 **for appointment] MAKING AN APPOINTMENT to the county board.**

1                    **[(2)] (B) (1)** The Commission consists of the following **[13] 9** members:

2                    (i)    **[Three members appointed by the County Executive of Anne**  
3 **Arundel County from the county at large:**

4                    1.    One of whom shall be a parent of a child enrolled in the  
5 **Anne Arundel County public school system; and**

6                    2.    No more than one of whom may be a current employee of  
7 **Anne Arundel County;**

8                    (ii) **] One member [appointed] DESIGNATED by the Teachers**  
9 **Association of Anne Arundel County;**

10                    **[(iii)] (II)** One member **[appointed] DESIGNATED** by the Annapolis  
11 **and Anne Arundel County Chamber of Commerce;**

12                    **[(iv)] (III)** One member **[appointed] DESIGNATED** by the Anne  
13 **Arundel County Community College Board of Trustees;**

14                    **[(v)] (IV)** One member **[appointed] DESIGNATED** by the  
15 **Association of Educational Leaders (AEL);**

16                    **[(vi)] (V)** **[Two members appointed] ONE MEMBER DESIGNATED**  
17 **by the Anne Arundel County Council of Parent Teacher Associations, WHO SHALL BE A**  
18 **PARENT OF A CHILD ENROLLED IN THE ANNE ARUNDEL COUNTY PUBLIC SCHOOL**  
19 **SYSTEM, BUT** who may not:

20                    1.    Be affiliated with a teachers' union or association; or

21                    2.    Be a current employee of Anne Arundel County;

22                    **[(vii)] (VI)** One member **[appointed] DESIGNATED** by the Anne  
23 **Arundel County Branch of the National Association for the Advancement of Colored People**  
24 **(NAACP);**

25                    **[(viii)] (VII)** One member **[appointed] DESIGNATED** by **CASA de**  
26 **Maryland;**

27                    **[(ix)] (VIII)** One member **[appointed] DESIGNATED** by the Anne  
28 **Arundel Special Education Citizens' Advisory Committee who is a parent of a child with**  
29 **special needs in the Anne Arundel County public school system; and**

30                    **[(x)] (IX)** Beginning June 1, 2016, and every 2 years thereafter, one  
31 **member [appointed] DESIGNATED** by a chamber of commerce based in Anne Arundel  
32 **County on a rotating basis in the following order:**

- 1                                   1.     The West Anne Arundel County Chamber of Commerce;  
 2                                   2.     The Northern Anne Arundel County Chamber of  
 3 Commerce;  
 4                                   3.     The Southern Anne Arundel Chamber of Commerce;  
 5                                   4.     The Greater Crofton Chamber of Commerce; and  
 6                                   5.     The Greater Severna Park and Arnold Chamber of  
 7 Commerce.

8                           **[(3)] (2)**     (i)     Each member of the Commission must be a resident of  
 9 Anne Arundel County.

10                                   (ii)    Except for the members **[appointed] DESIGNATED** under  
 11 paragraph **[(2)(ii) and (v)] (1)(I) AND (IV)** of this subsection, a member of the Commission  
 12 may not be a current employee of a county school board.

13                           **[(4)] (3)**     (i)     The Commission shall select a chair from among its  
 14 members.

15                                   (ii)    The term of the chair of the Commission is 2 years.

16                           **[(5)] (4)**     (i)     Except as provided in subparagraph (ii) of this paragraph,  
 17 the term of a member of the Commission is 4 years.

18                                   (ii)    The term of a member **[appointed] DESIGNATED** by a chamber  
 19 of commerce under paragraph **[(2)(x)] (1)(IX)** of this subsection is 2 years.

20                                   (iii)   A member may be **[reappointed] REDESIGNATED** but may not  
 21 serve more than 8 years.

22                           **[(6)] (C)**     The Anne Arundel County Board of Education shall provide staff  
 23 for the Commission.

24                           **[(7) (i)] (D)     (1)**    The affirmative vote of at least **[eight] SIX** members  
 25 of the Commission is required for the approval of any action.

26                                   **[(ii)] (2)**     A member of the Commission may not vote by proxy.

27                           **[(8) (i)] (E)     (1)**    The Commission shall require each applicant for  
 28 **[nomination] APPOINTMENT** to complete an application that includes:

29                                   **[1.] (I)**        The full name and address of the individual;



- 1                    [2.] (II)      Any former name used by the individual;
- 2                    [3.] (III)     A statement as to whether the individual has any  
3 conviction for a crime that:
- 4                    [A.] 1.        Relates to the responsibilities of a member of the  
5 county board; and
- 6                    [B.] 2.        Has not been expunged or otherwise shielded;
- 7                    [4.] (IV)     A statement as to whether the individual has been  
8 adjudged bankrupt or insolvent; and
- 9                    [5.] (V)      A declaration that the statements made in the  
10 application are true, correct, and complete to the best of the individual's knowledge and  
11 belief.

12                    [(ii)] (2)     The Commission shall consult the Maryland Judiciary  
13 Case Search to verify the statements made by the applicant under [subparagraph (i) of this  
14 paragraph] **PARAGRAPH (1) OF THIS SUBSECTION.**

15                    [(9)    Beginning January 1, 2008, for each nomination to the county board,  
16 the Commission shall submit to the Governor a list of nominees that contains:

- 17                    (i)      At least two names for each vacancy; or
- 18                    (ii)     If there are fewer than two applicants for a vacancy, the number  
19 of names that is equal to the number of applicants for the vacancy.

20                    (c)    (1)      Following the appointment of a member of the Anne Arundel County  
21 Board of Education by the Governor, a member may serve for the remainder of the  
22 member's term, as provided in § 3-108(c) of this subtitle, subject to the approval or rejection  
23 of the registered voters of the county at the next general election.]

24    **3-2A-04.**

25                    (A)    (1)      **SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN ELECTED**  
26 **MEMBER OF THE COUNTY BOARD SERVES FOR A TERM OF 4 YEARS BEGINNING ON**  
27 **THE FIRST MONDAY IN DECEMBER AFTER THE MEMBER'S ELECTION AND UNTIL A**  
28 **SUCCESSOR IS ELECTED AND QUALIFIES.**

29                    (2)    **THE TERMS OF THE ELECTED MEMBERS ARE STAGGERED AS**  
30 **FOLLOWS:**

1                   **(I) ONE MEMBER ELECTED FROM EACH OF THE**  
2 **COUNCILMANIC DISTRICTS 2, 3, AND 4 AT THE 2018 GENERAL ELECTION, AND EVERY**  
3 **4 YEARS THEREAFTER; AND**

4                   **(II) ONE MEMBER ELECTED FROM EACH OF THE**  
5 **COUNCILMANIC DISTRICTS 1, 5, 6, AND 7 AT THE 2020 GENERAL ELECTION, AND**  
6 **EVERY 4 YEARS THEREAFTER.**

7           **(B) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN**  
8 **APPOINTED MEMBER OF THE COUNTY BOARD SERVES FOR A TERM OF 4 YEARS**  
9 **BEGINNING ON JULY 1 AFTER THE MEMBER'S APPOINTMENT AND UNTIL A**  
10 **SUCCESSOR IS APPOINTED AND QUALIFIES.**

11                   **(2) THE INITIAL TERMS OF THE APPOINTED MEMBERS ARE**  
12 **STAGGERED AS REQUIRED BY THE TERMS PROVIDED FOR THE APPOINTED MEMBERS**  
13 **OF THE COUNTY BOARD ON OCTOBER 1, 2017.**

14                   **[(2)] (C) A member of the county board is eligible for [nomination and]**  
15 **REELECTION OR** reappointment for a second consecutive **4-YEAR** term in accordance with  
16 the provisions of [subsections (a) and (b) of this section] **THIS SUBTITLE.**

17           **(D) (1) THE SCHOOL BOARD APPOINTMENT COMMISSION OF ANNE**  
18 **ARUNDEL COUNTY SHALL APPOINT AN INDIVIDUAL TO FILL A VACANCY IN THE**  
19 **OFFICE OF AN ELECTED OR APPOINTED MEMBER OF THE COUNTY BOARD IN**  
20 **ACCORDANCE WITH § 3-2A-03 OF THIS SUBTITLE.**

21                   **(2) AN INDIVIDUAL WHO TAKES OFFICE TO FILL A VACANCY FOR AN**  
22 **ELECTED OR APPOINTED MEMBER SERVES FOR THE REMAINDER OF THE TERM FOR**  
23 **WHICH THE APPOINTMENT WAS MADE AND UNTIL A SUCCESSOR IS ELECTED OR**  
24 **APPOINTED AND QUALIFIES.**

25                   **[(3) (i) The approval or rejection of a member of the county board by the**  
26 **registered voters of the county provided for in subparagraph (ii) of this paragraph shall be**  
27 **a vote for the member's retention or removal.**

28                   **(ii) On receipt of the notice required under § 5-301(h) of the Election**  
29 **Law Article, the name of the member of the county board shall be placed on the appropriate**  
30 **ballot and shown, without opposition, and the voters shall vote for or against the member's**  
31 **retention as a member of the county board.**

32                   **(4) If the voters reject the retention of the member, or the vote is tied:**

33                   **(i) The position shall become vacant 10 days after certification of the**  
34 **election returns;**

1 (ii) The member shall resign from the county board effective 10 days  
2 after certification of the election returns; and

3 (iii) The member may not continue to serve on the county board.]

4 **3-2A-05.**

5 [(d) (1) (A) The student member shall:

6 [(i) (1) Be a regularly enrolled senior year student of good  
7 character and in good standing in an Anne Arundel County public high school;

8 [(ii) (2) Be selected in the student's junior year by a method  
9 selected by the Chesapeake Regional Association of Student Councils of Anne Arundel  
10 County;

11 [(iii) 1.] (3) (I) Serve a term of 1 year; and

12 [2.] (II) Continue to serve after graduation and until a  
13 successor is appointed and qualifies.

14 [(2) (B) If a vacancy in the position of the student member occurs during  
15 the term of the student member, the Chesapeake Regional Association of Student Councils  
16 shall:

17 [(i) (1) Conduct a special election at its next general meeting; and

18 [(ii) (2) By utilizing the same method that it used to select the  
19 previous student member of the board, select another student member to fill the vacancy.

20 [(e) A board member who does not maintain the residency qualification shall be  
21 replaced as a member.

22 (f) If the boundary line of a legislative district changes, an incumbent member of  
23 the county board who, because of the change, no longer resides in the legislative district  
24 from which the member was appointed may complete the term.]

25 **3-2A-06.**

26 [(g) (1) (A) The President of the [Anne Arundel County Board of Education]  
27 COUNTY BOARD is entitled to receive \$8,000 annually as compensation and, except for the  
28 student member, the other board members are entitled to receive \$6,000 each annually as  
29 compensation.

1            ~~[(2)]~~ (B)     A student member who completes a full term on the COUNTY  
2 board shall be granted a scholarship of \$6,000 to be applied toward the student's higher  
3 education costs.

4     **3-2A-07.**

5            (A)     **THE STATE BOARD MAY REMOVE AN ELECTED OR APPOINTED MEMBER**  
6 **OF THE COUNTY BOARD FOR ANY OF THE FOLLOWING REASONS:**

7            (1)     **IMMORALITY;**

8            (2)     **MISCONDUCT IN OFFICE;**

9            (3)     **INCOMPETENCY;**

10          (4)     **WILLFUL NEGLECT OF DUTY; OR**

11          (5)     **FAILURE TO ATTEND, WITHOUT GOOD CAUSE, AT LEAST 75% OF**  
12 **THE SCHEDULED MEETINGS OF THE COUNTY BOARD IN ANY 1 CALENDAR YEAR.**

13          (B)     **BEFORE REMOVING A MEMBER, THE STATE BOARD SHALL SEND THE**  
14 **MEMBER A COPY OF THE CHARGES AGAINST THE MEMBER AND GIVE THE MEMBER**  
15 **AN OPPORTUNITY TO REQUEST A HEARING WITHIN 10 DAYS.**

16          (C)     **IF THE MEMBER REQUESTS A HEARING WITHIN THE 10-DAY PERIOD:**

17            (1)     **THE STATE BOARD PROMPTLY SHALL HOLD A HEARING, BUT A**  
18 **HEARING MAY NOT BE SET WITHIN 10 DAYS AFTER THE STATE BOARD SENDS THE**  
19 **MEMBER A NOTICE OF THE HEARING; AND**

20            (2)     **THE MEMBER SHALL HAVE AN OPPORTUNITY TO BE HEARD**  
21 **PUBLICLY BEFORE THE STATE BOARD IN THE MEMBER'S OWN DEFENSE IN PERSON**  
22 **OR BY COUNSEL.**

23          (D)     **A MEMBER REMOVED UNDER THIS SECTION HAS THE RIGHT TO A DE**  
24 **NOVO REVIEW OF THE REMOVAL BY THE CIRCUIT COURT FOR ANNE ARUNDEL**  
25 **COUNTY.**

26     **3-2B-01.**

27          (a)     The Baltimore County Board of Education consists of:

28            (1)     Seven nonpartisan elected members;

1 (2) Four appointed members; and

2 (3) One student member.

3 (b) (2) (i) The seven elected members shall be elected at a general election  
4 in accordance with [§ 3-2A-02] § 3-2B-02 of this subtitle.

5 (ii) The four appointed members shall be appointed by the Governor  
6 from a list of nominees submitted by the Baltimore County School Board Nominating  
7 Commission as provided in [§ 3-2A-03] § 3-2B-03 of this subtitle:

8 1. On the expiration of the term of an incumbent appointed  
9 member within 30 days after the general election; or

10 2. Within the 30-day period otherwise required under this  
11 subtitle.

12 SECTION 3. AND BE IT FURTHER ENACTED, That:

13 (a) The School Board Appointment Commission of Anne Arundel County shall  
14 appoint two additional members to the Anne Arundel County Board of Education as soon  
15 as practicable after October 1, 2017.

16 (b) The initial terms of the two additional appointed members shall expire at the  
17 end of June 30, 2020, and their successors shall serve for terms of 4 years beginning on July  
18 1, 2020, until a successor is appointed and qualifies.

19 SECTION 4. AND BE IT FURTHER ENACTED, That the terms of the appointed  
20 members of the Anne Arundel County Board of Education who are in office on the effective  
21 date of this Act, or their successors, shall expire as follows:

22 (1) the term of the member appointed from the county at large whose term  
23 is scheduled to expire on June 30, 2018, shall expire at the end of June 30, 2018, and the  
24 School Board Appointment Commission of Anne Arundel County shall appoint a member  
25 to succeed that member and serve for a term of 4 years beginning on July 1, 2018, until a  
26 successor is appointed and qualifies;

27 (2) the term of the member appointed from the county at large whose term  
28 is scheduled to expire on June 30, 2019, shall expire at the end of December 2, 2018, and  
29 the member elected from councilmanic district 2 in Anne Arundel County at the general  
30 election in November 2018 shall succeed that member and serve for a term of 4 years  
31 beginning on December 3, 2018, until a successor is elected and qualifies;

32 (3) the terms of the two members appointed from legislative districts 31  
33 and 32 in Anne Arundel County who are in office on December 2, 2018, shall expire at the  
34 end of December 2, 2018, and the members elected from councilmanic districts 3 and 4 in  
35 Anne Arundel County at the general election in November 2018 shall succeed those

1 members and each shall serve for a term of 4 years beginning on December 3, 2018, until a  
2 successor is elected and qualifies;

3 (4) the term of the member appointed from the county at large whose term  
4 is scheduled to expire on June 30, 2022, shall expire at the end of December 6, 2020, and  
5 the member elected from councilmanic district 5 in Anne Arundel County at the general  
6 election in November 2020 shall succeed that member and serve for a term of 4 years  
7 beginning on December 7, 2020, until a successor is elected and qualifies;

8 (5) the terms of the two members appointed from legislative districts 30  
9 and 33 in Anne Arundel County who are in office on December 6, 2020, shall expire at the  
10 end of December 6, 2020, and the members elected from councilmanic districts 6 and 7 in  
11 Anne Arundel County at the general election in November 2020 shall succeed those  
12 members and each shall serve for a term of 4 years beginning on December 7, 2020, until a  
13 successor is elected and qualifies; and

14 (6) the term of the member appointed from that portion of legislative  
15 district 21 that lies within Anne Arundel County, whose term is scheduled to expire on  
16 June 30, 2022, shall expire at the end of December 6, 2020, and the member elected from  
17 councilmanic district 1 in Anne Arundel County at the general election in November 2020  
18 shall succeed that member and serve for a term of 4 years beginning on December 7, 2020,  
19 until a successor is elected and qualifies.

20 SECTION 5. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 October 1, 2017.