

HOUSE BILL 207

F3

8lr0772

By: **Prince George's County Delegation**

Introduced and read first time: January 18, 2018

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County Board of Education – Governance**

3 **PG 509–18**

4 FOR the purpose of requiring the Prince George's County Board of Education to select the
5 chair and vice chair of the county board; repealing the authority of the Prince
6 George's County Executive to appoint the chair and vice chair of the county board;
7 requiring the county board to select and appoint the Chief Executive Officer of the
8 Prince George's County public school system; repealing the authority of the County
9 Executive to select the Chief Executive Officer; making conforming changes; and
10 generally relating to the governance of the Prince George's County public school
11 system.

12 BY repealing and reenacting, with amendments,
13 Article – Education
14 Section 3–1004 and 4–201.1
15 Annotated Code of Maryland
16 (2014 Replacement Volume and 2017 Supplement)

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

19 **Article – Education**

20 3–1004.

21 (a) (1) The [County Executive shall appoint] **COUNTY BOARD SHALL SELECT**
22 a chair and vice chair of the county board from among the members of the county board.

23 (2) [The County Executive shall select the vice chair from among the

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 elected members of the county board.

2 (3)] The term of the chair and vice chair [appointed] **SELECTED BY THE**
3 **COUNTY BOARD** under this subsection shall be 2 years.

4 (b) Subject to the provisions of § 4–403 of this article, the affirmative vote of the
5 members of the county board for the passage of a motion by the county board shall be:

6 (1) Except as otherwise provided in item (2) of this subsection:

7 (i) Eight members when the student member is voting; or

8 (ii) Seven members when the student member is not voting.

9 (2) When there are two or more vacancies on the county board:

10 (i) Seven members when the student member is voting; or

11 (ii) Six members when the student member is not voting.

12 4–201.1.

13 (a) This section applies only in Prince George’s County.

14 (b) Subject to the provisions of subsection [(e)] **(D)** of this section, the Chief
15 Executive Officer of the Prince George’s County public school system shall be:

16 (1) Selected by the [County Executive] **COUNTY BOARD** in accordance
17 with subsection (c) of this section; and

18 (2) Appointed by the county board after agreement on contract terms
19 negotiated by the chair of the county board.

20 (c) [(1) The County Executive shall select a Chief Executive Officer from a list
21 of three nominees recommended by a search committee that is comprised of:

22 (i) One member of the State Board, appointed by the State
23 Superintendent; and

24 (ii) Two residents of Prince George’s County, appointed by the
25 Governor.

26 (2) The search committee shall be chaired by a member selected by the
27 State Superintendent.

28 (d)] (1) The term of the Chief Executive Officer is 4 years beginning on July 1.

1 (2) The Chief Executive Officer continues to serve until a successor is
2 appointed and qualifies.

3 (3) By February 1 of the year in which a term ends, the Chief Executive
4 Officer shall notify [the County Executive and] the county board if the Chief Executive
5 Officer is a candidate for reappointment.

6 (4) (i) In the year a term begins, the [County Executive] COUNTY
7 BOARD shall select a Chief Executive Officer between February 1 and June 1, and the
8 county board shall complete the appointment on or before June 30.

9 (ii) If the [County Executive] COUNTY BOARD decides to select the
10 incumbent Chief Executive Officer, the county board shall complete the reappointment no
11 later than March 1 of that year.

12 (5) If the county board is unable to appoint a Chief Executive Officer by
13 July 1 of the year a term begins, the provisions of subsection [(f)] (E) of this section apply.

14 [(e)] (D) (1) An individual may not be appointed as Chief Executive Officer
15 unless the individual:

16 (i) Is eligible to be issued a certificate for the office by the State
17 Superintendent;

18 (ii) Has graduated from an accredited college or university; and

19 (iii) Has completed 2 years of graduate work at an accredited college
20 or university, including public school administration, supervision, and methods of teaching.

21 (2) The appointment of the Chief Executive Officer is not valid unless
22 approved in writing by the State Superintendent.

23 (3) If the State Superintendent disapproves an appointment, the State
24 Superintendent shall give the reasons for disapproval in writing to the county board and
25 the County Executive.

26 [(f)] (E) If a vacancy occurs in the office of Chief Executive Officer, [the County
27 Executive shall select and] the county board shall appoint an interim Chief Executive
28 Officer to serve until July 1 after the appointment.

29 [(g)] (F) On notification of pending criminal charges against the Chief Executive
30 Officer as provided under § 4–206 of this subtitle, the county board may suspend the Chief
31 Executive Officer with pay until the final disposition of the criminal charges.

32 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect

1 October 1, 2018.