
By: Chairman, Commerce and Government Matters Committee (Departmental - Budget and Fiscal Planning)

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Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 21, 1996

CHAPTER _____

1 AN ACT concerning

2 Elimination and Consolidation of Certain Boards and Commissions

3 FOR the purpose of consolidating the District Advisory Boards in the Office of the Public
4 Defender into a ~~Public Defender System Advisory Board~~ a certain number of Public
5 Defender Regional Advisory Boards; eliminating the Department of Human
6 Resources Advisory Council; eliminating the Advisory Commission on Sports;
7 replacing members of the Board of Directors of the Maryland Jockey Injury
8 Compensation Fund, Inc. with the members of the Racing Commission; eliminating
9 the Blue Sky Advisory Committee; eliminating the Education Coordinating Council
10 and repealing certain obsolete language; eliminating the Commission on State
11 Publications Depository and Distribution Program; eliminating the Water
12 Resources Advisory Commission; eliminating the Susquehanna River Watershed
13 Advisory Board; eliminating the Commission on the Capital City; eliminating the
14 Governor's Volunteer Council; and generally relating to the elimination and
15 consolidation of certain boards and commissions.

16 BY repealing and reenacting, with amendments,
17 Article 27A - Public Defender
18 Section 10
19 Annotated Code of Maryland
20 (1993 Replacement Volume and 1995 Supplement)

21 BY repealing
22 Article 41 - Governor - Executive and Administrative Departments
23 Section 6-105
24 Annotated Code of Maryland

2

1 (1993 Replacement Volume and 1995 Supplement)

2 BY repealing

3 Article 83A - Department of Business and Economic Development
4 Section 4-501 through 4-506, inclusive, and the subtitle "Subtitle 5. Advisory
5 Commission on Sports"
6 Annotated Code of Maryland
7 (1995 Replacement Volume)

8 BY repealing and reenacting, with amendments,

9 Article - Business Regulation
10 Section 11-904
11 Annotated Code of Maryland
12 (1992 Volume and 1995 Supplement)

13 BY repealing

14 Article - Corporations and Associations
15 Section 11-202
16 Annotated Code of Maryland
17 (1993 Replacement Volume and 1995 Supplement)

18 BY repealing

19 Article - Education
20 Section 22-201 and 22-202; and 23-2A-03
21 Annotated Code of Maryland
22 (1992 Replacement Volume and 1995 Supplement)

23 BY repealing and reenacting, with amendments,

24 Article - Education
25 Section 22-203(c) and 23-2A-02
26 Annotated Code of Maryland
27 (1992 Replacement Volume and 1995 Supplement)

28 BY repealing

29 Article - Environment
30 Section 5-202
31 Annotated Code of Maryland
32 (1993 Replacement Volume and 1995 Supplement)

33 BY repealing

34 Article - Natural Resources
35 Section 8-1501 through 8-1506, inclusive, and the subtitle "Subtitle
36 15. Susquehanna River Watershed Advisory Board"
37 Annotated Code of Maryland
38 (1990 Replacement Volume and 1995 Supplement)

1 BY repealing

2 Article - State Government
3 Section 9-401 through 9-408, inclusive, and the subtitle "Subtitle 4. Commission
4 on the Capital City"; and 9-1307 through 9-1310, inclusive
5 Annotated Code of Maryland
6 (1995 Replacement Volume and 1995 Supplement)

7 BY renumbering

8 Article - Education
9 Section 23-2A-04 and 23-2A-05, respectively
10 to be Section 23-2A-03 and 23-2A-04, respectively
11 Annotated Code of Maryland
12 (1992 Replacement Volume and 1995 Supplement)

13 Preamble

14 WHEREAS, The Governor and the General Assembly share concerns about
15 efficient and effective government; and

16 WHEREAS, Certain boards and commissions have missions which overlap and
17 need consolidation, or are accomplished through other existing organizations, or are
18 nonfunctioning; and

19 WHEREAS, By elimination and consolidation of certain boards and commissions,
20 the effectiveness of grant moneys can be maximized, a single point of contact can be
21 provided and government efficiency can be increased; and

22 WHEREAS, Twelve separate Public Defender District Advisory Boards can be
23 combined into ~~one Public Defender System Advisory Board~~ four Public Defender
24 Regional Advisory Boards due to the improvement of communication and the need for
25 standardization of decisions concerning fee disputes; and

26 WHEREAS, The functions of the Department of Human Resources Advisory
27 Council are being fulfilled through ad hoc committees of appropriate advisors and the
28 Department of Human Resources Public Information Office; and

29 WHEREAS, The Advisory Commission on Sports has been inactive for the past
30 five years, it is listed as a defunct agency in the Maryland Manual, and its functions have
31 been assumed by the Tourism Board; and

32 WHEREAS, The work of the Jockey Injury Compensation Board can be assumed
33 by the Racing Commission without the need for additional resources; and

34 WHEREAS, The Blue Sky Advisory Committee has been inactive for nine years,
35 and the Securities Commissioner receives necessary advice regarding the Maryland
36 Securities Act from other internal and external advisors, including industry and lay
37 constituents; and

4

1 WHEREAS, The Education Coordinating Council for State Hospitals has been
2 defunct for seven years, and its function has been assumed by the Maryland Department
3 of Education; and

4 WHEREAS, The mission of the Commission on State Publications Depository
5 and Distribution Program was completed with the establishment of the State Publications
6 Depository and Distribution Program within the State Library Resource Center in 1989,
7 and the Commission has not met since 1989; and

8 WHEREAS, The Water Resources Advisory Commission has not met in seven
9 years and the functions of the Commission have been assumed by the Maryland
10 Department of the Environment; and

11 WHEREAS, The Susquehanna River Watershed Advisory Board has not met since
12 1990, and its work has been assumed by the Department of Natural Resources Tributary
13 Team; and

14 WHEREAS, The State Commission on the Capital City has been inactive since the
15 late 1980s, the Commission's funding was zeroed out in 1992, the Commission is listed as
16 a defunct agency in the Maryland Manual, and its mission of ensuring opportunities for
17 consensus and coordination can be made through a less formal process if there is
18 additional construction in the capital complex; and

19 WHEREAS, The function of the Governor's Volunteer Council, which consisted of
20 the promotion of traditional volunteer activities in Maryland, has been assumed by the
21 Governor's Commission on Service since 1994; now, therefore,

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

24 **Article 27A - Public Defender**

25 10.

26 [(a) In each district, there is hereby created a district advisory board, which shall
27 be composed of five (5) members, of which three shall constitute a quorum for all
28 business. One of the members shall be a judge of the circuit court or District Court in the
29 district, and the other four members shall be active attorneys-at-law, admitted to practice
30 before the Court of Appeals of Maryland. The members of the board shall be residents of
31 the district and shall be appointed by the Governor for terms of three years. Any vacancy
32 occurring on any district advisory board during the term of any member shall be filled by
33 the Governor for the remainder of the unexpired term. The Governor shall annually
34 designate a chairman of each district advisory board, who shall preside over and represent
35 the interests of the board in carrying out the provisions of this article.]

36 ~~(A) IN THIS SECTION, "BOARD" MEANS THE PUBLIC DEFENDER SYSTEM~~
37 ~~ADVISORY BOARD.~~

38 ~~(B) (1) THERE IS A PUBLIC DEFENDER SYSTEM ADVISORY BOARD.~~

39 ~~(2) THE BOARD SHALL BE COMPOSED OF ONE REPRESENTATIVE FROM~~
40 ~~EACH DISTRICT.~~

1 ~~(3) EACH MEMBER SHALL BE A JUDGE OF THE CIRCUIT COURT, A~~
2 ~~JUDGE OF THE DISTRICT COURT, OR AN ACTIVE ATTORNEY AT LAW, ADMITTED TO~~
3 ~~PRACTICE BEFORE THE COURT OF APPEALS OF MARYLAND.~~

4 ~~(4) A MEMBER OF THE BOARD SHALL BE A RESIDENT OF THE DISTRICT~~
5 ~~REPRESENTED AND SHALL BE APPOINTED BY THE GOVERNOR FOR A TERM OF 3~~
6 ~~YEARS.~~

7 ~~(5) ANY VACANCY OCCURRING ON THE BOARD DURING THE TERM OF~~
8 ~~ANY MEMBER SHALL BE FILLED BY THE GOVERNOR FOR THE REMAINDER OF THE~~
9 ~~UNEXPIRED TERM.~~

10 ~~(6) THE GOVERNOR SHALL ANNUALLY DESIGNATE A CHAIRMAN, WHO~~
11 ~~SHALL PRESIDE OVER AND REPRESENT THE INTERESTS OF THE BOARD IN~~
12 ~~CARRYING OUT THE PROVISIONS OF THIS ARTICLE.~~

13 (A) IN THIS SECTION, "BOARD" MEANS A PUBLIC DEFENDER REGIONAL
14 ADVISORY BOARD.

15 (B) (1) THERE ARE FOUR PUBLIC DEFENDER REGIONAL ADVISORY
16 BOARDS.

17 (2) EACH BOARD SHALL BE COMPOSED OF FIVE MEMBERS, OF WHICH
18 THREE SHALL CONSTITUTE A QUORUM FOR ALL BUSINESS.

19 (3) THE FIRST BOARD SHALL ADVISE PUBLIC DEFENDER DISTRICTS
20 ONE, EIGHT, AND NINE, WHICH ENCOMPASS BALTIMORE CITY, BALTIMORE COUNTY,
21 AND HARFORD COUNTY.

22 (4) THE SECOND BOARD SHALL ADVISE PUBLIC DEFENDER DISTRICTS
23 TWO AND THREE, WHICH ENCOMPASS DORCHESTER, WICOMICO, SOMERSET,
24 WORCESTER, CAROLINE, TALBOT, QUEEN ANNE'S, KENT, AND CECIL COUNTIES.

25 (5) THE THIRD BOARD SHALL ADVISE PUBLIC DEFENDER DISTRICTS
26 FOUR, FIVE, AND SEVEN, WHICH ENCOMPASS CHARLES, ST. MARY'S, CALVERT,
27 PRINCE GEORGE'S, AND ANNE ARUNDEL COUNTIES.

28 (6) THE FOURTH BOARD SHALL ADVISE PUBLIC DEFENDER DISTRICTS
29 SIX, TEN, ELEVEN, AND TWELVE, WHICH ENCOMPASS MONTGOMERY, HOWARD,
30 CARROLL, FREDERICK, WASHINGTON, ALLEGANY, AND GARRETT COUNTIES.

31 (7) EACH MEMBER SHALL BE A JUDGE OF THE CIRCUIT COURT, A
32 JUDGE OF THE DISTRICT COURT, OR AN ACTIVE ATTORNEY AT LAW ADMITTED TO
33 PRACTICE BEFORE THE COURT OF APPEALS OF MARYLAND.

34 (8) A MEMBER OF A BOARD SHALL BE A RESIDENT OF A DISTRICT
35 REPRESENTED BY THAT BOARD AND SHALL BE APPOINTED BY THE GOVERNOR FOR
36 A TERM OF 3 YEARS.

37 (9) ANY VACANCY OCCURRING ON A BOARD DURING THE TERM OF
38 ANY MEMBER SHALL BE FILLED BY THE GOVERNOR FOR THE REMAINDER OF THE
39 UNEXPIRED TERM.

1 (10) THE GOVERNOR SHALL ANNUALLY DESIGNATE A CHAIRMAN OF
2 EACH BOARD, WHO SHALL PRESIDE OVER AND REPRESENT THE INTERESTS OF
3 THAT BOARD IN CARRYING OUT THE PROVISIONS OF THIS ARTICLE.

4 [(b)] (C) [Each district advisory board] ~~THE EACH~~ BOARD shall hold at least
5 one regular annual meeting at a time and place to be designated by the chairman.
6 Additional meetings may be called upon notice by the chairman, the Public Defender or
7 district public defender FROM A DISTRICT REPRESENTED BY THAT BOARD, or upon
8 the request of any three members of the board.

9 [(c)] (D) ~~The~~ [district advisory boards] EACH BOARD shall study and observe
10 the operation of the district public defender ~~office~~ OFFICES, and shall advise the Public
11 Defender and the district public ~~defender~~ DEFENDERS with respect to panels of
12 attorneys, fees, and any other matters pertaining to the operation of ~~the~~ EACH district
13 public defender office and the Public Defender system.

14 [(d)] (E) Members of [each district advisory board] ~~THE EACH~~ BOARD shall
15 serve without compensation, except that they shall be reimbursed for necessary expenses,
16 including travel, actually incurred in the performance of their duties.

17 **Article 41 - Governor - Executive and Administrative Departments**

18 [6-105.

19 (a) There shall be a Department of Human Resources Advisory Council. The
20 Council shall consist of no fewer than 15 and no more than 25 members who shall be
21 appointed by the Secretary with the approval of the Governor. The Secretary shall
22 appoint a chairperson. The members shall receive no compensation, but shall be
23 reimbursed for reasonable and necessary expenses incurred through the performance of
24 their official duties, as provided in the budget. Of the members initially appointed, the
25 term of one-third shall be for 3 years, one-third shall be for 2 years, and the remainder
26 shall be for 1 year. Thereafter, all appointments shall be for terms of 3 years. Each term
27 may be renewed once. The Secretary may remove any member of the Council for failure
28 to attend meetings of the Council regularly.

29 (b) Appointments shall include local elected officials, Maryland citizens who have
30 an interest in the programs and policies of the Department of Human Resources,
31 representatives of private charitable organizations, and representatives from local boards
32 of social services.

33 (c) The function of the Department of Human Resources Advisory Council shall
34 be to:

- 35 (1) Advise and counsel the Secretary;
- 36 (2) Provide recommendations on program scope, grant levels, and eligibility;
- 37 (3) Provide recommendations on program plans;
- 38 (4) Act as a forum for public input and communication;
- 39 (5) Make recommendations on the budget of the Department; and

7

1 (6) Implement procedures by which local boards are kept currently
2 informed of human resources activities of the Council and other local boards.

3 (d) (1) The Council may create subcommittees reflecting the various programs
4 and interests of the Department to consider such programs and issues relating to the
5 Department as the Council deems appropriate.

6 (2) The subcommittee membership may include Council members, officials
7 of other State agencies, local government officials, representatives of voluntary social
8 welfare agencies, and other persons with particular expertise in, or who are involved in
9 activities reflecting the concerns of, the Department's programs.]

10 **Article 83A - Department of Business and Economic Development**

11 [Subtitle 5. Advisory Commission on Sports.]

12 [4-501.

13 In this subtitle only, "Commission" means the Advisory Commission on Sports.]

14 [4-502.

15 There is an Advisory Commission on Sports within the Department.]

16 [4-503.

17 (a) (1) The Commission consists of 17 members appointed by the Governor in
18 consultation with the Secretary.

19 (2) Of the 17 Commission members:

20 (i) 6 shall be representatives of amateur and professional sports in the
21 State;

22 (ii) 3 shall be representatives of State and local government;

23 (iii) 4 shall be representatives of the general public;

24 (iv) 2 shall be members of the House of Delegates, selected by the
25 Speaker of the House; and

26 (v) 2 shall be members of the Senate of Maryland, selected by the
27 President of the Senate.

28 (b) (1) The term of a member is 3 years.

29 (2) The terms of the members are staggered as required by the terms of the
30 members of the Commission on July 1, 1988.

31 (3) At the end of a term, a member continues to serve until a successor is
32 appointed and qualifies.

33 (4) A member who is appointed after a term has begun serves only for the
34 rest of the term and until a successor is appointed and qualifies.

8

1 (c) (1) The Commission may appoint, from within or without its members, such
2 subcommittees as the Commission deems appropriate to carry out the Commission's
3 duties under this subtitle.

4 (2) The subcommittee members shall serve at the pleasure of the
5 Commission.]

6 [4-504.

7 From among its members, the Governor shall designate a chairman and a vice
8 chairman.]

9 [4-505.

10 (a) The Commission shall meet at the times and places that it determines.

11 (b) A member of the Commission or a subcommittee of the Commission:

12 (1) May not receive compensation; but

13 (2) Is entitled to reimbursement for expenses under the Standard State
14 Travel Regulations, as provided in the State budget.

15 (c) The Department shall provide a staff to the Commission as needed.]

16 [4-506.

17 The Commission shall:

18 (1) Investigate and collect information that relates to the economic, fiscal,
19 and social effects of amateur and professional sports franchises in the State;

20 (2) Encourage the promotion and development of amateur and professional
21 sports in the State;

22 (3) Advise the Secretary on actions and incentives that may carry out the
23 Commission's duties; and

24 (4) Submit an annual report of its activities to the Governor, the Maryland
25 Economic Development Commission, the Secretary and, subject to § 2-1312 of the State
26 Government Article, the General Assembly.]

27 **Article - Business Regulation**

28 11-904.

29 (a) The Jockey Fund shall be managed by a Board of Directors.

30 (b) The Board of Directors of the Jockey Fund consists of [3 members, appointed
31 by the Secretary] THE MEMBERS OF THE COMMISSION.

32 [(c) Each Director serves at the pleasure of the Secretary.

33 (d) While on the Board, each Director shall post any bond that the Secretary
34 requires.

35 (e)] (C) The Board of Directors shall carry out this part.

9

1 **Article - Corporations and Associations**

2 [11-202.

3 (a) (1) The Governor shall appoint a Maryland Blue Sky Advisory Committee
4 to consist of six members:

5 (i) All of whom shall be residents of this State;

6 (ii) At least two of whom shall be actively engaged in thesecurities
7 business or as investment advisers; and

8 (iii) At least two of whom shall be members of the bar.

9 (2) The members shall be selected on the basis of their experience and
10 qualifications to advise the Commissioner on all phases of the securities business.

11 (b) (1) The members shall be appointed for staggered terms of three years each,
12 with two members being appointed each year, to serve without compensation and eligible
13 for reappointment for additional terms.

14 (2) The terms under which the first members are appointed shallbe
15 designated by the Governor at the time of their appointment.

16 (c) (1) The members of the Committee shall select their own chairman.

17 (2) Meetings of the Committee shall be held when called by the
18 Commissioner.

19 (d) The Commissioner shall consult with the Committee and it shall give him the
20 benefit of its advice on any matters pertaining to the administration of this title,
21 particularly the adoption, amendment, or repeal of rules, regulations, and forms provided
22 for in this title.]

23 **Article - Education**

24 [22-201.

25 (a) There is an Education Coordinating Council for State Hospital Centers. The
26 Council is within the State Department of Education for administrative and budgetary
27 purposes.

28 (b) (1) The Council consists of 13 members.

29 (2) (i) Five of the members shall be appointed by the Governor and shall
30 be residents of this State who are not employees of any State or countygovernment
31 agency.

32 (ii) Each of these members serves for a term of 5 years and until a
33 successor is appointed and qualifies. These terms are staggered as required by the terms
34 of the members serving on July 1, 1978.

35 (iii) Each of these members may be reappointed but may notserve
36 more than two full 5-year terms.

10

1 (3) The following officials shall serve ex officio and each may designate
2 someone to serve in his place:

3 (i) The State Superintendent of Schools;

4 (ii) The Secretary of Health and Mental Hygiene;

5 (iii) The Deputy Secretary for Public Health Services;

6 (iv) The Director of the Developmental Disabilities Administration;

7 (v) The Superintendent of Public Instruction of Baltimore City; and

8 (vi) Two county superintendents of schools from counties where a
9 State hospital center is located, who shall be selected by the State Superintendent of
10 Schools.

11 (c) Each member of the Council:

12 (1) Serves without compensation; and

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

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

16 (2) The Council shall determine the time and place of its meetings and may
17 adopt rules for the conduct of its meetings.

18 (3) The State Department of Education shall provide technical assistance
19 and support:

20 (i) To the Council; and

21 (ii) To the Department of Health and Mental Hygiene in the
22 development and operation of educational programs in State hospital centers.]

23 [22-202.

24 (a) (1) The Education Coordinating Council shall develop and monitor a
25 educational program for each State hospital center in the Department of Health and
26 Mental Hygiene. The programs shall meet the special needs and circumstances of the
27 patients and personnel in the center.

28 (2) This program shall be coordinated with:

29 (i) The overall operation and function of the center; and

30 (ii) The educational programs offered in the public schools.

31 (b) On or before June 30 of each year, the Council shall report to the Governor
32 and, subject to § 2-1312 of the State Government Article, to the General Assembly
33 concerning the operation of the educational program in each center.

34 (c) (1) The Council shall actively advocate and promote the interests of
35 educational programs and opportunities in State hospital centers. The Council shall seek

11

1 to ensure that a quality education and equal educational opportunity are available to all
2 residents in State hospital centers.

3 (2) The Council shall on a regular basis review the program of instruction
4 used in educational programs at State hospital centers to ensure that the unique
5 educational needs of those populations are being satisfactorily met.

6 (3) The Council shall include in its review:

7 (i) Curriculum guides;

8 (ii) Courses of study;

9 (iii) Resource materials;

10 (iv) Textbooks;

11 (v) Supplementary readers;

12 (vi) Materials of instruction;

13 (vii) Visual and auditory aids;

14 (viii) Supplies;

15 (ix) Teacher performance; and

16 (x) Other teaching aids.

17 (4) Based on their review, the Council shall recommend and advocate
18 improvements to the educational programs at State hospital centers.]

19 22-203.

20 (a) The Secretary of Health and Mental Hygiene shall appoint a director of
21 educational programs in the Department of Health and Mental Hygiene.

22 (b) The Director shall receive the salary provided in the budget of the
23 Department of Health and Mental Hygiene.

24 (c) The Director shall:

25 (1) Implement and operate the educational programs[, developed by the
26 Council,] in the State hospital centers; AND

27 (2) [Meet with and advise the Council about these programs; and

28 (3)] Consult with the Director of Mental Hygiene, the Director of the
29 Developmental Disabilities Administration, and the superintendent of each center about
30 the operation of these programs.

31 23-2A-02.

32 (a) There is created, as part of the State Library Resource Center at the Enoch
33 Pratt Free Library, a State Publications Depository and Distribution Program.

34 (b) This Program is responsible for:

12

- 1 (1) The collection of State publications;
- 2 (2) The distribution of State publications to the depository libraries;
- 3 (3) The monthly issuance of a list of all State publications that have been
4 received by the Center. This list shall be sent to all depository libraries and to others upon
5 request and the Center may provide for subscription services; AND
- 6 (4) Making determinations on exemptions of State publications from the
7 depository requirements of this subtitle[]; and
- 8 (5) The implementation of rules and policies promulgated by the
9 Commission on the State Publications Depository and Distribution Program].

10 (c) The Administrator of the Program shall be appointed by the Director of the
11 State Library Resource Center [with the approval of the Commission on the State
12 Publications Depository and Distribution Program].

13 (d) Funding for the Program shall be provided in the aid to education budget of
14 the State Board of Education in a program entitled State Publications Depository.

15 [23-2A-03.

16 (a) There is established a Commission on the State Publications Depository and
17 Distribution Program.

18 (b) The Commission shall have 9 members appointed by the Governor as follows:

- 19 (1) 3 members representing depository libraries;
- 20 (2) 3 members representing State agencies; and
- 21 (3) 3 members from the general public.

22 (c) (1) Each member shall serve for a term of 4 years and until a successor is
23 appointed and qualifies and may not serve more than 2 consecutive 4 year terms.

24 (2) These terms shall be staggered as required for the original appointments
25 to the Commission.

26 (d) Each member of the Commission shall serve without compensation, but shall
27 be reimbursed for expenses incurred while engaged in the performance of duties, in
28 accordance with Standard State Travel Regulations.

29 (e) The Commission:

- 30 (1) Shall elect 1 of its members as its chair each year;
- 31 (2) May elect other officers as needed; and
- 32 (3) Shall meet at least quarterly.

33 (f) The Commission shall:

- 34 (1) Promote the effective dissemination and the use of State publications;

13

1 (2) Provide for the granting of depository status to geographically dispersed
2 libraries, other than those listed in § 23-2A-01(3);

3 (3) Adopt rules and policies for the uniform identification, collection,
4 distribution, accessibility, and retention of State publications;

5 (4) Advise the Program in implementing the purposes of this section;

6 (5) Provide for access to State publications; and

7 (6) Report to the Governor annually on the operations and effectiveness of
8 the Program.]

9 **Article - Environment**

10 [5-202.

11 There is a Water Resources Advisory Commission in the Department.]

12 **Article - Natural Resources**

13 [Subtitle 15. Susquehanna River Watershed Advisory Board.]

14 [8-1501.

15 (a) In this subtitle the following words have the meanings indicated.

16 (b) "Board" means the Susquehanna River Watershed Advisory Board.

17 (c) (1) "Susquehanna River Watershed" means the land and water area in Cecil
18 County and Harford County from which all water drains, directly or indirectly, to and
19 from the Susquehanna River basin towards the Chesapeake Bay.

20 (2) "Susquehanna River Watershed" includes Deer Creek, Octoraro Creek,
21 and all land areas contiguous to the Susquehanna River and its tributaries in Cecil
22 County and Harford County, including Rocks State Park, Palmer State Park, and
23 Susquehanna State Park.

24 (d) "Watershed" means the Susquehanna River Watershed.]

25 [8-1502.

26 There is a Susquehanna River Watershed Advisory Board.]

27 [8-1503.

28 (a) The Susquehanna River Watershed Advisory Board consists of the following 9
29 members:

30 (1) 3 individuals appointed by the Governor with the advice and consent of
31 the Senate;

32 (2) 1 member of the House of Delegates from Cecil County or a designee of
33 the member;

14

1 (3) 1 member of the House of Delegates from Harford County or a designee
2 of the member;

3 (4) 1 member of the Senate from Cecil County or a designee of the member;

4 (5) 1 member of the Senate from Harford County or a designee of the
5 member;

6 (6) The Harford County Executive or a designee of the County Executive;
7 and

8 (7) The President of the Cecil County Board of Commissioners or a
9 designee of the President.

10 (b) Each appointed member shall be knowledgeable in conservation, recreation,
11 and environmental concerns.

12 (c) Before taking office, each appointee to the Board shall take the oath required
13 by Article I, § 9 of the Maryland Constitution.

14 (d) (1) The term of an appointed member is 4 years.

15 (2) The terms of the appointed members are staggered as required by the
16 terms provided for members of the Board on July 1, 1990.

17 (3) At the end of a term, a member continues to serve until a successor is
18 appointed and qualifies.

19 (4) A member who is appointed after a term has begun serves only for the
20 rest of the term and until a successor is appointed and qualifies.

21 (e) The Governor may remove a member for incompetence or misconduct.]

22 [8-1504.

23 (a) From among its members, the Susquehanna River Watershed Advisory Board
24 shall select a chairman.

25 (b) The manner of election of officers shall be as the Board determines.

26 (c) The chairman may not serve more than one 2-year term.]

27 [8-1505.

28 (a) A majority of the authorized membership of the Board is a quorum.

29 (b) (1) The Board shall meet at least 4 times a year, at the times and places
30 determined by the chairman.

31 (2) The chairman may schedule a meeting of the Board only at a public
32 facility in Harford or Cecil County.

33 (3) The chairman shall give reasonable advance notice of a regular meeting
34 of the Board by publication in the Maryland Register.

35 (c) A member of the Board:

15

1 (1) May not receive compensation; but

2 (2) Is entitled to reimbursement for expenses under the Standard State
3 Travel Regulations, as provided in the State budget.

4 (d) The Department shall provide staff services to the Board.]

5 [8-1506.

6 The Susquehanna River Watershed Advisory Board shall advise appropriate units
7 of State and local governments and interested groups concerning:

8 (1) Maintenance of the watershed by determining the nature and extent of
9 responsible uses of the watershed area so that the uses do not damage or harm the
10 environment or ecology of the watershed area;

11 (2) Protection of the environment and ecology of the watershed area;

12 (3) Responsible uses of park areas;

13 (4) Master plans of included parks; and

14 (5) Coordination of the various activities of State, county, and municipal
15 agencies and other groups in the watershed, including:

16 (i) The Department, provided that no provision of this subtitle may be
17 construed to affect or impair the State's responsibilities and obligations under the
18 Susquehanna River Basin Compact;

19 (ii) The County Commissioners of Cecil County;

20 (iii) The County Executive and County Council of Harford County;

21 (iv) The Board of Parks and Recreation of Cecil County;

22 (v) The Department of Parks and Recreation of Harford County; and

23 (vi) Each citizen group in Cecil County or Harford County that is
24 interested in the environment or ecology of the watershed area.]

25 **Article - State Government**

26 [Subtitle 4. Commission on the Capital City.]

27 [9-401.

28 In this subtitle, "Commission" means the State Commission on the Capital City.]

29 [9-402.

30 There is a State Commission on the Capital City.]

31 [9-403.

32 (a) The Commission consists of:

33 (1) 5 individuals appointed by the Governor; and

16

1 (2) as ex officio members:

2 (i) the Governor;

3 (ii) the President of the Senate;

4 (iii) the Speaker of the House of Delegates;

5 (iv) the Secretary of General Services;

6 (v) the Director of Planning;

7 (vi) the State Senator and Delegates who represent the district in
8 which Annapolis is located;

9 (vii) the County Executive of Anne Arundel County;

10 (viii) the Mayor of Annapolis; and

11 (ix) the Superintendent of the United States Naval Academy.

12 (b) (1) The term of an appointed member is 4 years.

13 (2) The terms of the appointed members are staggered as required by the
14 terms provided for appointed members of the Commission on October 1, 1984.

15 (3) At the end of a term, an appointed member continues to serve until a
16 successor is appointed and qualifies.

17 (4) A member who is appointed after a term has begun serves only for the
18 rest of the term and until a successor is appointed and qualifies.]

19 [9-404.

20 From among the appointed members of the Commission, the Governor shall
21 appoint a chairman.]

22 [9-405.

23 (a) (1) The Commission shall meet at a regular time and place to be determined
24 by the Commission.

25 (2) If the President is unable to attend a meeting, the President may
26 designate a senator or an employee of the General Assembly to represent the President at
27 the meeting.

28 (3) If the Speaker is unable to attend a meeting, the Speaker may designate
29 a delegate or an employee of the General Assembly to represent the Speaker at the
30 meeting.

31 (4) If the Governor is unable to attend a meeting, the Governor may
32 designate another individual to represent the Governor at the meeting.

33 (5) If the County Executive of Anne Arundel County is unable to attend a
34 meeting, the Executive may designate another individual to represent the Executive at the
35 meeting.

17

1 (6) If the Mayor of Annapolis is unable to attend a meeting, the Mayor may
2 designate another individual to represent the Mayor at the meeting.

3 (b) A member of the Commission:

4 (1) may not receive compensation; but

5 (2) is entitled to reimbursement for expenses under the Standard State
6 Travel Regulations, as provided in the State budget.

7 (c) The Commission may have offices and employ a staff and consultants in
8 accordance with the State budget.]

9 [9-406.

10 (a) (1) The Commission shall study possible ways to preserve and improve
11 Annapolis as the capital of the State, with particular emphasis on the location of State
12 offices and buildings and County and City buildings.

13 (2) As part of these studies, the Commission may:

14 (i) inventory current residential, commercial, and governmental uses
15 of land in Annapolis and adjacent areas;

16 (ii) study the landmark resources of Annapolis and adjacent areas;

17 (iii) study the relationship between the needs of governmental activities
18 and the resources of the community; and

19 (iv) study the fiscal implications of:

20 1. any program that the Commission investigates; and

21 2. any recommendation that the Commission supports.

22 (b) The Commission may cooperate with public agencies to:

23 (1) develop plans for the physical development of Annapolis and adjacent
24 areas; and

25 (2) ensure adequate access to and transportation facilities for Annapolis
26 and adjacent areas.

27 (c) The Commission may make specific recommendations on the following
28 community needs of or projects in Annapolis and adjacent areas:

29 (1) arterial highways;

30 (2) building codes;

31 (3) a civic auditorium;

32 (4) economic development;

33 (5) federal and State assistance programs;

34 (6) housing;

18

- 1 (7) industrial and commercial growth;
- 2 (8) parking facilities;
- 3 (9) space for public buildings;
- 4 (10) traffic control;
- 5 (11) urban renewal; and
- 6 (12) any other community need or project that the Commission believes may
- 7 improve:

8 (i) the facilities and development of Annapolis and adjacent areas;

9 and

10 (ii) the facilities and development of any unit of the State government.

11 (d) (1) A study or recommendation of the Commission is advisory only.

12 (2) The Commission may not require or compel the adoption or

13 implementation of any recommendation.]

14 [9-407.

15 In addition to any powers set forth elsewhere, the Commission:

16 (1) may accept money from a private or public agency for use in carrying out

17 the powers and duties of the Commission; and

18 (2) for that purpose, may give the money to a private or public agency or

19 otherwise spend the money.]

20 [9-408.

21 On or before July 1 of each year, the Commission shall submit an annual report to:

22 (1) the Governor;

23 (2) the County Executive of Anne Arundel County; and

24 (3) the Mayor of Annapolis.]

25 [9-1307.

26 There is a Governor's Volunteer Council.]

27 [9-1308.

28 (a) The Council consists of 27 members appointed by the Governor.

29 (b) Of the 27 Council members:

30 (1) 1 shall be a member of the State Senate;

31 (2) 1 shall be a member of the House of Delegates;

(3) 3 shall represent the business community;

19

- 1 (4) 1 shall represent organized labor;
- 2 (5) 1 shall be a member of a nonprofit organization;
- 3 (6) 1 shall represent a foundation;
- 4 (7) 1 shall represent the religious community;
- 5 (8) 1 shall be a member of a volunteer organization;
- 6 (9) 1 shall be a volunteer;
- 7 (10) 1 shall be the recipient of volunteer services;
- 8 (11) 1 shall represent the Maryland Chamber of Commerce;
- 9 (12) 1 shall represent the Maryland Association of Counties;
- 10 (13) 1 shall represent the Maryland Municipal League;
- 11 (14) 1 shall represent the Baltimore City government;
- 12 (15) 4 shall be public members;
- 13 (16) 1 shall be a member of a nonprofit organization that provides services to
14 the elderly; and
- 15 (17) 6 shall be the following representatives from State government or their
16 designees:
 - 17 (i) the Secretary of Health and Mental Hygiene;
 - 18 (ii) the Secretary of Human Resources;
 - 19 (iii) the Secretary of Business and Economic Development;
 - 20 (iv) the Secretary of Housing and Community Development;
 - 21 (v) the Director of the Office on Aging; and
 - 22 (vi) the Superintendent of Schools.]

23 [9-1309.

24 (a) The Governor shall designate a member of the Council to serve as
25 chairperson.

26 (b) The Director of the Office on Volunteerism shall be executive secretary to the
27 Council.

28 (c) The term of office of a member, other than a representative from State
29 government, is 4 years.

30 (d) The terms of members are staggered as required by the terms provided for
31 members on July 1, 1986.

20

1 (e) A person appointed to fill a vacancy in the Council membership shall serve for
2 the remainder of the term for that position.]

3 [9-1310.

4 The Council shall:

5 (1) advise the Office in carrying out its duties;

6 (2) develop and maintain communication with the volunteer community and
7 promote greater public and private sector cooperation and coordination of resources;

8 (3) assess current volunteer efforts in the State;

9 (4) recommend to the Governor and the General Assembly policies,
10 legislation, or administrative actions that would promote the use of volunteers in the
11 State;

12 (5) assess the current use of volunteers in State government including the
13 effectiveness and quality of service;

14 (6) recommend policies governing the use of volunteers in State agencies
15 and programs;

16 (7) develop guidelines for private sector initiatives and make
17 recommendations to State government on ways to encourage participation by the business
18 community, private individuals, and nonprofit organizations; and

19 (8) assess training opportunities for volunteers and make recommendations
20 to the Office for disseminating information.]

21 SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 23-2A-04 and
22 23-2A-05, respectively, of Article - Education of the Annotated Code of Maryland be
23 renumbered to be Section(s) 23-2A-03 and 23-2A-04, respectively.

24 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 1996.