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

Introduced and read first time: January 31, 1997

Assigned to: Ways and Means

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A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - School Board Vacancies - Special Elections**

3 **PG 438-97**

4 FOR the purpose of requiring certain vacancies on the Prince George's County Board of  
5 Education to be filled by special election; requiring the candidate who receives the  
6 greatest number of votes to take office on a certain date; providing for a certain  
7 individual to fill the vacancy if no qualified individual files as a candidate; and  
8 generally relating to the Prince George's County Board.

9 BY repealing and reenacting, without amendments,

10 Article - Education  
11 Section 3-1002(a) and (d)  
12 Annotated Code of Maryland  
13 (1997 Replacement Volume)

14 BY repealing and reenacting, with amendments,

15 Article - Education  
16 Section 3-1002(g)  
17 Annotated Code of Maryland  
18 (1997 Replacement Volume)

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

21 **Article - Education**

22 3-1002.

23 (a) In this subtitle, "elected member" means one of the nine elected members of  
24 the Prince George's County Board or a member appointed to fill a vacancy of one of these  
25 nine members.

26 (d) Members of the Prince George's County Board shall be elected:

27 (1) At the general election every 2 years as required by subsection (g) of this  
28 section; and

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1 (2) By the registered voters of his school board district.

2 (g) (1) Each elected member serves for a term of 4 years beginning on the first  
3 Monday in December after his election and until his successor is elected and qualifies.  
4 The terms of members are staggered as required by the terms of the members serving on  
5 the County Board as of July 1, 1978.

6 (2) The student member serves for a term of 1 year beginning at the end of  
7 a school year.

8 (3) [Subject] EXCEPT AS PROVIDED IN PARAGRAPH (4) OF THIS  
9 SUBSECTION AND SUBJECT to the confirmation of the County Council, the County  
10 Executive of Prince George's County shall appoint a qualified individual to fill any  
11 vacancy on the County Board for the remainder of that term and until a successor is  
12 elected and qualifies.

13 (4) (I) IF A VACANCY ON THE COUNTY BOARD OCCURS AT LEAST 7  
14 DAYS BEFORE THE FILING DEADLINE FOR CANDIDATES FOR THE PRIMARY  
15 ELECTION THAT IS HELD IN THE SECOND YEAR OF THE TERM, THE INDIVIDUAL  
16 APPOINTED UNDER PARAGRAPH (3) OF THIS SUBSECTION SHALL SERVE ONLY UNTIL  
17 A SUCCESSOR IS ELECTED BY THE VOTERS AT A SPECIAL ELECTION TO BE HELD AT  
18 THE TIME OF THE NEXT GENERAL ELECTION.

19 (II) THE INDIVIDUAL WHO RECEIVES THE GREATEST NUMBER OF  
20 VOTES IN THE ELECTION SHALL TAKE OFFICE ON THE FIRST MONDAY IN DECEMBER  
21 AFTER THE ELECTION, AND SHALL CONTINUE TO SERVE FOR THE REMAINING 2  
22 YEARS OF THE TERM AND UNTIL A SUCCESSOR IS ELECTED AND QUALIFIES.

23 (III) IF NO INDIVIDUAL FILES AS A CANDIDATE TO FILL THE  
24 VACANCY OR IF NO INDIVIDUAL QUALIFIES, THE INDIVIDUAL APPOINTED TO FILL  
25 THE VACANCY BY THE COUNTY EXECUTIVE UNDER PARAGRAPH (3) OF THIS  
26 SUBSECTION SHALL SERVE THE REMAINDER OF THE TERM TO WHICH THE  
27 INDIVIDUAL WAS APPOINTED AND UNTIL A SUCCESSOR IS ELECTED AND QUALIFIES.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
29 October 1, 1997.