
By: Washington County Delegation

Introduced and read first time: February 13, 1997

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Washington County - Board of Education - Membership**

3 FOR the purpose of altering the membership of the Washington County Board of
4 Education; and providing that the new members of the Board be elected at a certain
5 general election.

6 BY repealing and reenacting, with amendments,
7 Article - Education
8 Section 3-1301
9 Annotated Code of Maryland
10 (1997 Replacement Volume)

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

13 **Article - Education**

14 3-1301.

15 (a) The Washington County Board consists of [five] SEVEN members.

16 (b) All [five] SEVEN members of the Washington County Board shall be elected
17 from Washington County at large at a general election every 4 years beginning in 1978.

18 (c) (1) Each member serves for a term of 4 years beginning on the first Tuesday
19 in December after the member's election and until a successor is elected and qualifies.

20 (2) The terms of members are staggered as required by the terms of the
21 members serving on the County Board as of July 1, 1986.

22 (3) At the end of a term, a member continues to serve until a successor is
23 elected and qualifies.

24 (4) The Governor shall appoint a qualified individual to fill any vacancy on
25 the County Board for the remainder of that term and until a successor is elected and
26 qualifies.

27 (d) (1) The State Board may remove a member of the County Board for:

28 (i) Immorality;

2

1 (ii) Misconduct in office;

2 (iii) Incompetency; or

3 (iv) Willful neglect of duty.

4 (2) Before removing a member, the State Board shall send the member a
5 copy of the charges against him and give him an opportunity within 10 days to request a
6 hearing.

7 (3) If the member requests a hearing within the 10-day period:

8 (i) The State Board promptly shall hold a hearing, but a hearing may
9 not be set within 10 days after the State Board sends the member a notice of the hearing;
10 and

11 (ii) The member shall have an opportunity to be heard publicly before
12 the State Board in his own defense, in person or by counsel.

13 (4) A member removed under this subsection has the right to a de novo
14 review of the removal by the Circuit Court for Washington County.

15 SECTION 2. AND BE IT FURTHER ENACTED, That the new members of the
16 Washington County Board of Education provided for under this Act shall be elected at
17 the general election to be held in November 1998.

18 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 1997.