HOUSE BILL 1105

Unofficial Copy F3 HB 417/97 - W&M 1998 Regular Session 8lr1350

By: Somerset County Delegation

Introduced and read first time: February 13, 1998

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 Somerset County Board of Education - Appointment of Members

- 3 FOR the purpose of requiring the Governor to appoint the members of the Somerset
- 4 County Board of Education in accordance with certain procedures; specifying
- 5 the composition of the County Board; establishing certain School Board
- 6 nominating commissions in Somerset County; specifying the membership of the
- 7 commissions; requiring the commissions to jointly adopt certain rules; specifying
- 8 the expiration of the terms of the incumbent members of the County Board;
- 9 specifying the compensation and reimbursement for certain expenses of the
- members of the County Board; repealing certain provisions of law relating to the
- 11 County Board; submitting this Act to a referendum of the legally qualified
- voters of Somerset County; and generally relating to the appointment of the
- members of the County Board.
- 14 BY repealing and reenacting, without amendments,
- 15 Article Education
- 16 Section 3-108(a)
- 17 Annotated Code of Maryland
- 18 (1997 Replacement Volume and 1997 Supplement)
- 19 BY repealing and reenacting, with amendments,
- 20 Article Education
- 21 Section 3-114(a)
- 22 Annotated Code of Maryland
- 23 (1997 Replacement Volume and 1997 Supplement)
- 24 BY adding to
- 25 Article Education
- 26 Section 3-113
- 27 Annotated Code of Maryland
- 28 (1997 Replacement Volume and 1997 Supplement)
- 29 BY repealing

32 SOMERSET COUNTY;

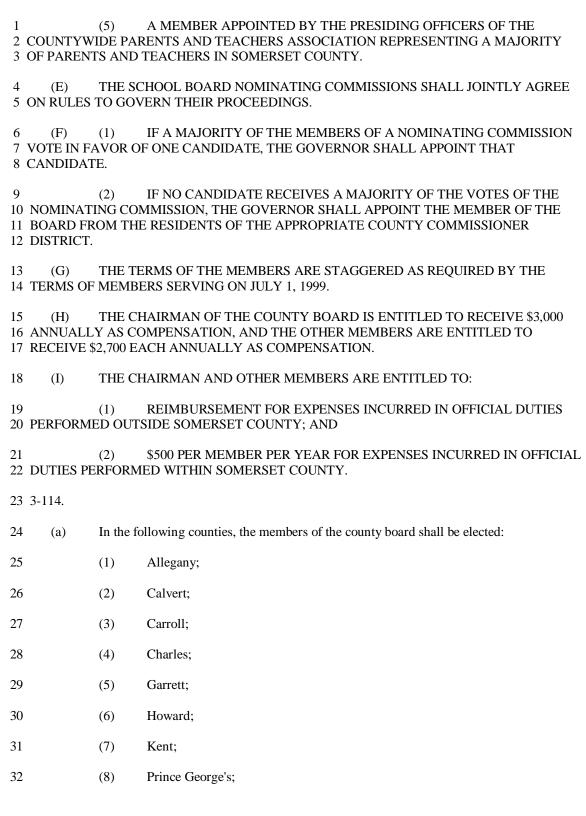
35 FOR COLLECTIVE BARGAINING PURPOSES; AND

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1 2 3 4 5	Article - Education Section 3-1201 through 3-1204, inclusive, and the subtitle "Subtitle 12. Somerset County" Annotated Code of Maryland (1997 Replacement Volume and 1997 Supplement)
6 7	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:
8	Article - Education
9	3-108.
12	(a) Except for the New Baltimore City Board of School Commissioners established under § 3-108.1 of this subtitle and counties listed in § 3-114 of this subtitle, the Governor shall appoint the members of each county board from the residents of that county.
14	3-113.
15 16	(A) THIS SECTION APPLIES TO THE APPOINTMENT OF MEMBERS OF THE SOMERSET COUNTY BOARD.
17 18	(B) ONE MEMBER SHALL BE APPOINTED FROM EACH COUNTY COMMISSIONER DISTRICT IN THE COUNTY.
19 20	(C) (1) THERE IS A SCHOOL BOARD NOMINATING COMMISSION IN EACH COUNTY COMMISSIONER DISTRICT IN THE COUNTY.
23	(2) THE PURPOSE OF EACH NOMINATING COMMISSION IS TO SELECT A CANDIDATE FROM THE COUNTY COMMISSIONER DISTRICT TO BE RECOMMENDED TO THE GOVERNOR AS QUALIFIED TO FILL A POSITION OR VACANCY ON THE COUNTY BOARD.
25 26	(D) EACH NOMINATING COMMISSION CONSISTS OF THE FOLLOWING FIVE MEMBERS:
27 28	(1) A MEMBER APPOINTED BY THE DEMOCRATIC CENTRAL COMMITTEE OF SOMERSET COUNTY;
29 30	(2) A MEMBER APPOINTED BY THE REPUBLICAN CENTRAL COMMITTEE OF SOMERSET COUNTY;
31	(3) A MEMBER APPOINTED BY THE COUNTY COMMISSIONERS OF

A MEMBER APPOINTED BY THE COUNTYWIDE TEACHERS'

34 ORGANIZATION REPRESENTING A MAJORITY OF TEACHERS IN SOMERSET COUNTY

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Incompetency; or

28 copy of the charges against him and give him an opportunity within 10 days to

Willful neglect of duty.

Before removing a member, the State Board shall send the member a

If the member requests a hearing within the 10-day period:

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(iii)

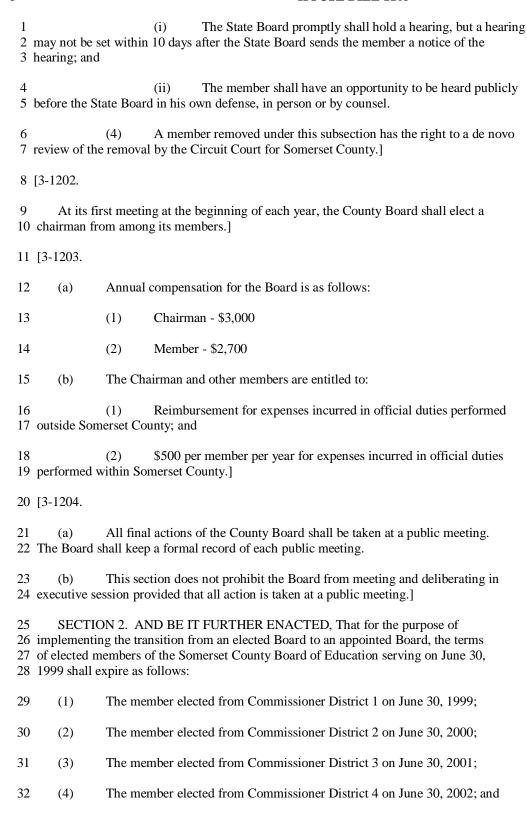
(iv)

(2)

(3)

29 request a hearing.

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- 1 (5) The member elected from Commissioner District 5 on June 30, 2003.
- 2 SECTION 3. AND BE IT FURTHER ENACTED, That, before this Act becomes
- 3 effective, it shall first be submitted to a referendum of the legally qualified voters of
- 4 Somerset County at the general election to be held in November 1998. The Board of
- 5 County Commissioners and the Board of Supervisors of Elections of Somerset County
- 6 shall do those things necessary and proper to provide for and hold the referendum
- 7 required by this section. If a majority of the votes cast on the question are "For the
- 8 referred law" the provisions of this Act shall become effective on the 30th day
- 9 following the official canvass of votes for the referendum, but if a majority of the votes
- 10 cast on the question are "Against the referred law" the provisions of this Act are of no
- 11 effect and null and void.
- 12 SECTION 4. AND BE IT FURTHER ENACTED, That, subject to the provisions
- 13 of Section 3 of this Act and for the sole purpose of providing for the referendum
- 14 required by Section 3, this Act shall take effect July 1, 1998.