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HB 417/97 - W&M

By: Somerset County Delegation

Introduced and read first time: February 13, 1998

Assigned to: Ways and Means

Committee Report: Favorable

House action: Adopted

Read second time: March 25, 1998

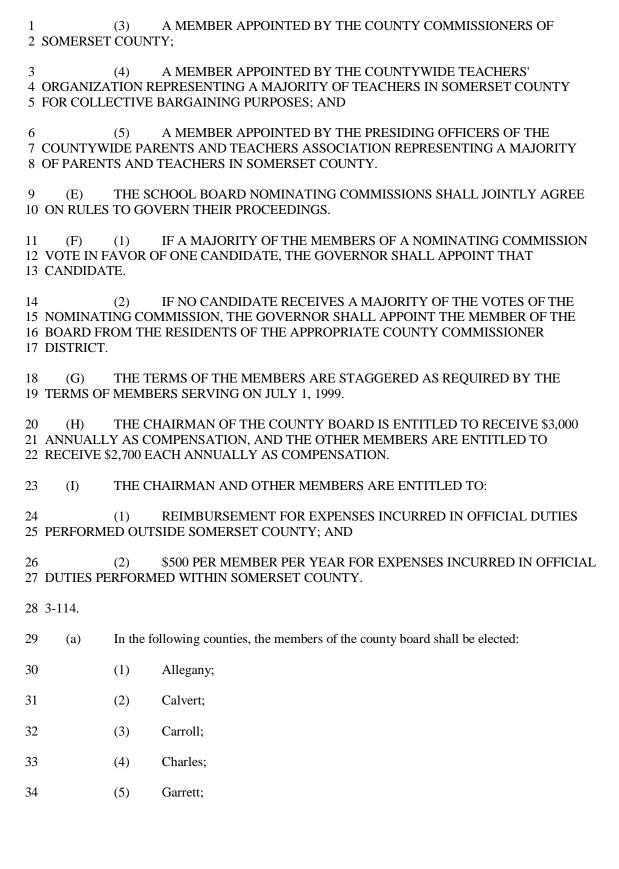
CHAPTER

1 AN ACT concerning

2 Somerset County Board of Education - Appointment of Members

- 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

- 1 Article Education
- 2 Section 3-113
- 3 Annotated Code of Maryland
- 4 (1997 Replacement Volume and 1997 Supplement)
- 5 BY repealing
- 6 Article Education
- 7 Section 3-1201 through 3-1204, inclusive, and the subtitle "Subtitle 12.
- 8 Somerset County"
- 9 Annotated Code of Maryland
- 10 (1997 Replacement Volume and 1997 Supplement)
- 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 3-108.
- 15 (a) Except for the New Baltimore City Board of School Commissioners
- 16 established under § 3-108.1 of this subtitle and counties listed in § 3-114 of this
- 17 subtitle, the Governor shall appoint the members of each county board from the
- 18 residents of that county.
- 19 3-113.
- 20 (A) THIS SECTION APPLIES TO THE APPOINTMENT OF MEMBERS OF THE
- 21 SOMERSET COUNTY BOARD.
- 22 (B) ONE MEMBER SHALL BE APPOINTED FROM EACH COUNTY
- 23 COMMISSIONER DISTRICT IN THE COUNTY.
- 24 (C) (1) THERE IS A SCHOOL BOARD NOMINATING COMMISSION IN EACH
- 25 COUNTY COMMISSIONER DISTRICT IN THE COUNTY.
- 26 (2) THE PURPOSE OF EACH NOMINATING COMMISSION IS TO SELECT A
- 27 CANDIDATE FROM THE COUNTY COMMISSIONER DISTRICT TO BE RECOMMENDED TO
- 28 THE GOVERNOR AS QUALIFIED TO FILL A POSITION OR VACANCY ON THE COUNTY
- 29 BOARD.
- 30 (D) EACH NOMINATING COMMISSION CONSISTS OF THE FOLLOWING FIVE
- 31 MEMBERS:
- 32 (1) A MEMBER APPOINTED BY THE DEMOCRATIC CENTRAL COMMITTEE
- 33 OF SOMERSET COUNTY;
- 34 (2) A MEMBER APPOINTED BY THE REPUBLICAN CENTRAL COMMITTEE
- 35 OF SOMERSET COUNTY;



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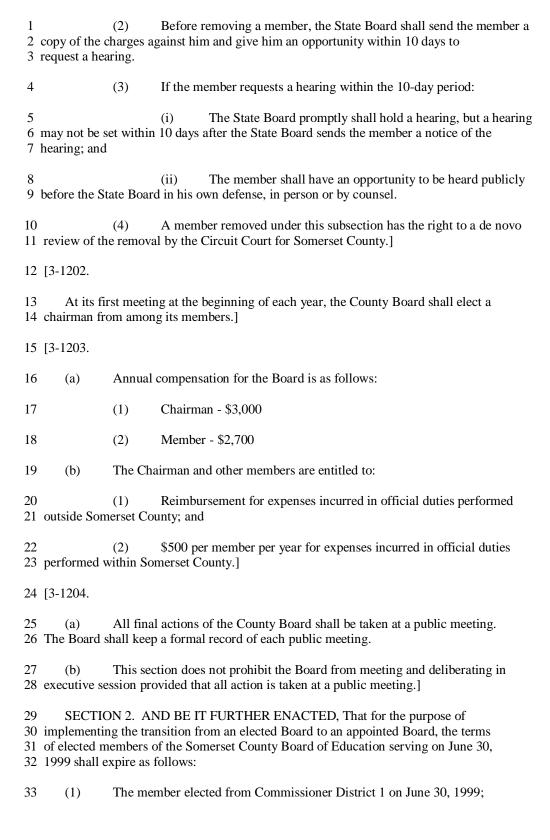
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(iii)

(iv)

Incompetency; or

Willful neglect of duty.



- 1 (2) The member elected from Commissioner District 2 on June 30, 2000;
- 2 (3) The member elected from Commissioner District 3 on June 30, 2001;
- 3 (4) The member elected from Commissioner District 4 on June 30, 2002; and
- 4 (5) The member elected from Commissioner District 5 on June 30, 2003.
- 5 SECTION 3. AND BE IT FURTHER ENACTED, That, before this Act becomes
- 6 effective, it shall first be submitted to a referendum of the legally qualified voters of
- 7 Somerset County at the general election to be held in November 1998. The Board of
- 8 County Commissioners and the Board of Supervisors of Elections of Somerset County
- 9 shall do those things necessary and proper to provide for and hold the referendum
- 10 required by this section. If a majority of the votes cast on the question are "For the
- 11 referred law" the provisions of this Act shall become effective on the 30th day
- 12 following the official canvass of votes for the referendum, but if a majority of the votes
- 13 cast on the question are "Against the referred law" the provisions of this Act are of no
- 14 effect and null and void.
- 15 SECTION 4. AND BE IT FURTHER ENACTED, That, subject to the provisions
- 16 of Section 3 of this Act and for the sole purpose of providing for the referendum
- 17 required by Section 3, this Act shall take effect July 1, 1998.