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By: **Delegate Petzold**

Introduced and read first time: February 11, 1999

Assigned to: Commerce and Government Matters

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A BILL ENTITLED

1 AN ACT concerning

2                                   **State Government - State Advisory Council on Administrative Hearings -**  
3                                   **Composition**

4 FOR the purpose of altering the number of members on the State Advisory Council on  
5 Administrative Hearings; requiring one member to be a nongovernmental  
6 attorney who practices before the Office of Administrative Hearings; altering  
7 the maximum number of members who may be attorneys who practice before  
8 the Office of Administrative Hearings; and generally relating to the State  
9 Advisory Council on Administrative Hearings.

10 BY repealing and reenacting, with amendments,  
11 Article - State Government  
12 Section 9-1608  
13 Annotated Code of Maryland  
14 (1995 Replacement Volume and 1998 Supplement)

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

17                                   **Article - State Government**

18 9-1608.

19       (a)       There is a State Advisory Council on Administrative Hearings.

20       (b)       The Council consists of [9] 10 members.

21       (c)       Of the [9] 10 Council members:

22               (1)       1 shall be a member of the Senate of Maryland, appointed by the  
23 President of the Senate;

24               (2)       1 shall be a member of the House of Delegates, appointed by the  
25 Speaker of the House;

26               (3)       1 shall be the Attorney General or the Attorney General's designee;

1 (4) 1 SHALL BE A NONGOVERNMENTAL ATTORNEY WHO PRACTICES  
2 BEFORE THE OFFICE OF ADMINISTRATIVE HEARINGS;

3 [(4)] (5) 2 shall be secretaries or designees from departments involved in  
4 the adjudication of contested cases;

5 [(5)] (6) 2 shall represent the Maryland State Bar Association; and

6 [(6)] (7) 2 shall be from the general public.

7 (d) The Governor shall appoint the members specified in subsection (c)(4)  
8 through [(6)] (7) of this section.

9 (e) Of the members appointed under subsection [(c) (1), (2), (3), (5), and (6) of  
10 this section, at least 1 and] (C), not more than [4] 5 shall be attorneys who practice  
11 before the Office of Administrative Hearings.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
13 June 1, 1999.