

SENATE BILL 58

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1999 Regular Session  
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(PRE-FILED)

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By: **Chairman, Budget and Taxation Committee (Departmental -  
Assessments and Taxation)**

Requested: July 27, 1998

Introduced and read first time: January 13, 1999

Assigned to: Budget and Taxation

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Committee Report: Favorable

Senate action: Adopted

Read second time: February 2, 1999

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Supervisors of Assessments - Residency Requirement**

3 FOR the purpose of authorizing the appropriate county official to waive the residency  
4 requirement for a supervisor of assessments; and providing that the residency  
5 requirement shall be waived under certain circumstances.

6 BY repealing and reenacting, with amendments,  
7 Article - Tax - Property  
8 Section 2-105  
9 Annotated Code of Maryland  
10 (1994 Replacement Volume and 1998 Supplement)

11 BY repealing and reenacting, without amendments,  
12 Article - Tax - Property  
13 Section 2-109  
14 Annotated Code of Maryland  
15 (1994 Replacement Volume and 1998 Supplement)

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

1 **Article - Tax - Property**

2 2-105.

3 (a) There is a supervisor for each county.

4 (b) (1) In this subsection and subsection (c) of this section, "appropriate  
5 county official" means the Mayor of Baltimore City, the county commissioners or  
6 county council of each county, or, if the county charter provides for a county executive,  
7 the county executive with the approval of the county council.

8 (2) Each supervisor:

9 (i) shall be appointed by the Director; and

10 (ii) shall be in the management service of the State Personnel  
11 Management System.12 (3) The Director shall appoint each supervisor from a list of 5 qualified  
13 individuals submitted to the Director by the appropriate county official. The Director  
14 shall give the appropriate county official written notice that a vacancy exists in that  
15 county. Unless the Director extends the period on written request from the  
16 appropriate county official, the appropriate county official shall submit its list of  
17 nominees to the Director on or before 60 days from the date the Director notifies the  
18 official of the vacancy.19 (4) If the Director finds that none of the nominees on a list meets the  
20 qualifications set under § 2-109 of this subtitle, the Director may reject all of them  
21 and request the appropriate county official to provide a new list. If the appropriate  
22 county official does not submit a new list within 20 days of receiving the Director's  
23 request, the Director may appoint any qualified individual.24 (c) (1) In addition to the qualifications set under § 2-109 of this subtitle, a  
25 supervisor:

26 (i) may not hold any other public office of profit;

27 (ii) on appointment, need not be a resident of the county for which  
28 the supervisor was appointed, but shall become a resident of the county after the  
29 appointment is made; and30 (iii) may not continue to hold office after reaching the age of 70  
31 years.32 (2) [In Baltimore City, the] THE appropriate county official may waive  
33 the residency requirement of [item] PARAGRAPH (1)(ii) of this subsection.34 (3) IF THE APPROPRIATE COUNTY OFFICIAL NOMINATES AN  
35 INDIVIDUAL UNDER SUBSECTION (B)(3) OF THIS SECTION WHO IS NOT CURRENTLY A

1 RESIDENT OF THE COUNTY, THE RESIDENCY REQUIREMENT OF PARAGRAPH (1)(II) OF  
2 THIS SUBSECTION IS WAIVED FOR THAT INDIVIDUAL.

3 (d) A supervisor may be removed from office only after a hearing before the  
4 Department and a finding of incompetency or other cause.

5 (e) The classifications and salaries of supervisors shall be set in accordance  
6 with the provisions of Division I of the State Personnel and Pensions Article.

7 2-109.

8 The Secretary of Budget and Management, after consultation with the  
9 Department, shall:

10 (1) set schedules of classifications and salaries for all employees of the  
11 Department in accordance with the provisions of Division I of the State Personnel and  
12 Pensions Article; and

13 (2) set minimum education or experience qualifications for:

14 (i) all supervisors;

15 (ii) all assessor classifications; and

16 (iii) all clerical classifications in the Department.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
18 effect July 1, 1999.