
By: **Prince George's County Delegation**

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Assigned to: Rules and Executive Nominations

Re-referred to: Ways and Means, February 26, 2001

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 23, 2001

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County - Board of Education - ~~Appointment of Members~~**
3 **Districts and Membership**
4 **PG 414-01**

5 FOR the purpose of redistricting the school board districts of Prince George's County
6 to reduce the number of districts; requiring that restructuring the members
7 membership of the Prince George's County Board of Education (County Board)
8 to require certain members to be appointed rather than elected at large and
9 certain members to be elected from school board districts; establishing a certain
10 number of school board districts from which the members of the County Board
11 shall be appointed; requiring the Governor to appoint the members of the
12 County Board in accordance with certain procedures; authorizing the Prince
13 George's Regional Association of Student Governments to establish certain
14 procedures for the election of the student member of the County Board;
15 providing for the terms of office of the members elected at large and from school
16 board districts; repealing certain obsolete provisions; providing for the
17 termination of the terms of the elected members of the County Board; repealing
18 certain provisions of law relating to the election of the County Board; providing
19 for a delayed effective date; and generally relating to the requirement that the
20 members membership of the Prince George's County Board of Education be
21 appointed rather than elected.

22 ~~BY renumbering~~
23 ~~Article - Education~~
24 ~~Section 3-1003 through 3-1007, respectively~~

1 to be Section 3-113.4 through 3-113.8, respectively
 2 ~~Annotated Code of Maryland~~
 3 ~~(1999 Replacement Volume and 2000 Supplement)~~

4 BY repealing

5 Article - Education
 6 Section 3-1001
 7 Annotated Code of Maryland
 8 (1999 Replacement Volume and 2000 Supplement)

9 BY repealing and reenacting, without amendments,
 10 Article - Education
 11 Section 3-108
 12 Annotated Code of Maryland
 13 (1999 Replacement Volume and 2000 Supplement)

14 ~~BY adding to~~

15 ~~Article - Education~~
 16 ~~Section 3-113.2 and 3-113.3~~
 17 ~~Annotated Code of Maryland~~
 18 ~~(1999 Replacement Volume and 2000 Supplement)~~

19 BY adding to

20 Article - Education
 21 Section 3-1001
 22 Annotated Code of Maryland
 23 (1999 Replacement Volume and 2000 Supplement)

24 BY repealing and reenacting, with amendments,
 25 Article - Education
 26 Section ~~3-114(a)~~ 3-1002
 27 Annotated Code of Maryland
 28 (1999 Replacement Volume and 2000 Supplement)

29 ~~BY repealing~~

30 ~~Article - Education~~
 31 ~~Section 3-1001 and 3-1002 and the subtitle "Subtitle 10. Prince George's~~
 32 ~~County"~~
 33 ~~Annotated Code of Maryland~~
 34 ~~(1999 Replacement Volume and 2000 Supplement)~~

35 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
 36 MARYLAND, That Section(s) ~~3-1003 through 3-1007, respectively,~~ 3-1001 of Article

1 - Education of the Annotated Code of Maryland be ~~renumbered to be Section(s)~~
2 ~~3-113.4 through 3-113.8, respectively repealed.~~

3 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
4 read as follows:

5 **Article - Education**

6 3-108.

7 (a) Except for the New Baltimore City Board of School Commissioners
8 established under § 3-108.1 of this subtitle and counties listed in § 3-114 of this
9 subtitle, the Governor shall appoint the members of each county board from the
10 residents of that county.

11 (b) (1) Each member shall be appointed solely because of character and
12 fitness and without regard to political affiliation.

13 (2) An individual who is subject to the authority of the county board may
14 not be appointed to or serve on the county board.

15 (c) (1) Each member serves for a term of 5 years beginning July 1 after his
16 appointment and until a successor is appointed and qualifies.

17 (2) The Governor shall appoint a new member to fill any vacancy on an
18 appointed board for the remainder of that term and until a successor is appointed and
19 qualifies.

20 (3) Unless otherwise disqualified under this section, a member of a
21 board is eligible for reappointment. However, an individual may not serve for more
22 than 2 consecutive terms.

23 (d) (1) With the approval of the Governor, the State Superintendent may
24 remove any member of a county board appointed under this section for:

25 (i) Immorality;

26 (ii) Misconduct in office;

27 (iii) Incompetency;

28 (iv) Willful neglect of duty; or

29 (v) Failure to attend, without good cause, at least half of the
30 scheduled meetings of the board in any one calendar year.

31 (2) Before removing a member, the State Superintendent shall send the
32 member a copy of the charges against him and give him an opportunity within 10
33 days to request a hearing.

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

1 (i) The State Superintendent promptly shall hold a hearing, but a
 2 hearing may not be set within 10 days after the State Superintendent sends the
 3 member a notice of the hearing; and

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

6 (4) If a member who is removed so requests, the State Superintendent
 7 shall file with the clerk of the circuit court for the county from which the member was
 8 appointed:

9 (i) A complete statement of all charges made against the member;

10 (ii) The findings of the State Superintendent; and

11 (iii) A complete record of the proceedings.

12 ~~3-113.2.~~

13 ~~(A) WHEN THE DESCRIPTION OF A SCHOOL BOARD DISTRICT IN THIS SECTION~~
 14 ~~REFERS TO AN ELECTION DISTRICT, IT REFERS TO ELECTION DISTRICTS THAT ARE~~
 15 ~~TO THE GEOGRAPHICAL BOUNDARIES OF THE ELECTION DISTRICTS AS THEY~~
 16 ~~EXISTED AS OF APRIL 1, 1990; AND PRECINCTS ARE TO THE GEOGRAPHICAL~~
 17 ~~BOUNDARIES OF THE PRECINCTS AS REVIEWED AND CERTIFIED BY THE LOCAL~~
 18 ~~BOARD OF SUPERVISORS OF ELECTIONS OR THEIR DESIGNEES, BEFORE THEY WERE~~
 19 ~~REPORTED TO THE UNITED STATES BUREAU OF THE CENSUS AS PART OF THE 1990~~
 20 ~~CENSUS REDISTRICTING DATA PROGRAM AND AS THOSE PRECINCT LINES ARE~~
 21 ~~SPECIFICALLY SHOWN ON THE P.L. 94-171 CENSUS BLOCK MAPS PROVIDED BY THE~~
 22 ~~UNITED STATES BUREAU OF THE CENSUS AND AS REVIEWED AND CORRECTED BY~~
 23 ~~THE MARYLAND DEPARTMENT OF PLANNING.~~

24 ~~(B) SCHOOL BOARD DISTRICT I CONSISTS OF:~~

25 ~~(1) ELECTION DISTRICTS 1 AND 10; AND~~

26 ~~(2) ELECTION DISTRICT 21, PRECINCTS 3 THROUGH 6, 8, 10, AND 13~~
 27 ~~THROUGH 15.~~

28 ~~(C) SCHOOL BOARD DISTRICT II CONSISTS OF:~~

29 ~~(1) ELECTION DISTRICT 16, PRECINCTS 2 THROUGH 5;~~

30 ~~(2) ELECTION DISTRICT 17, PRECINCTS 1, 2, 3, AND 5 THROUGH 15;~~

31 ~~(3) ELECTION DISTRICT 19, PRECINCTS 1 AND 3; AND~~

32 ~~(4) ELECTION DISTRICT 21, PRECINCTS 1, 2, 7, AND 12.~~

33 ~~(D) SCHOOL BOARD DISTRICT III CONSISTS OF:~~

34 ~~(1) ELECTION DISTRICT 2;~~

- 1 (2) ELECTION DISTRICT 13, PRECINCT 2;
- 2 (3) ELECTION DISTRICT 16, PRECINCT 1;
- 3 (4) ELECTION DISTRICT 18, PRECINCTS 3 AND 5;
- 4 (5) ELECTION DISTRICT 19, PRECINCTS 2, 4, AND 5;
- 5 (6) ELECTION DISTRICT 20, PRECINCTS 1, 2, 3, AND 5 THROUGH 9; AND
- 6 (7) ELECTION DISTRICT 21, PRECINCTS 9, 11, AND 16.
- 7 (E) SCHOOL BOARD DISTRICT IV CONSISTS OF:
- 8 (1) ELECTION DISTRICTS 7 AND 14;
- 9 (2) ELECTION DISTRICT 3, PRECINCTS 2 AND 3;
- 10 (3) ELECTION DISTRICT 13, PRECINCTS 3 THROUGH 6, 8, AND 10; AND
- 11 (4) ELECTION DISTRICT 20, PRECINCT 4.
- 12 (F) SCHOOL BOARD DISTRICT V CONSISTS OF:
- 13 (1) ELECTION DISTRICT 6, PRECINCTS 1, 3, 5, 6, 10, 11, 15, 16, AND 19
- 14 THROUGH 22;
- 15 (2) ELECTION DISTRICT 13, PRECINCTS 1, 7, AND 11;
- 16 (3) ELECTION DISTRICT 15, PRECINCT 2; AND
- 17 (4) ELECTION DISTRICT 18, PRECINCTS 1, 2, 4, 6, 7, 8, AND 10.
- 18 (G) SCHOOL BOARD DISTRICT VI CONSISTS OF:
- 19 (1) ELECTION DISTRICT 12, PRECINCTS 1 THROUGH 13; AND
- 20 (2) ELECTION DISTRICT 6, PRECINCTS 4, 7, 8, 9, 12, 13, 14, 17, AND 18.
- 21 (H) SCHOOL BOARD DISTRICT VII CONSISTS OF:
- 22 (1) ELECTION DISTRICTS 3, 4, 5, 8, 9, AND 11;
- 23 (2) ELECTION DISTRICT 6, PRECINCT 2;
- 24 (3) ELECTION DISTRICT 12, PRECINCT 14; AND
- 25 (4) ELECTION DISTRICT 15, PRECINCT 1 AND 3.

1 ~~3-113.3.~~

2 (A) ~~THE PRINCE GEORGE'S COUNTY BOARD OF EDUCATION CONSISTS OF~~
3 ~~SEVEN APPOINTED MEMBERS AND ONE STUDENT MEMBER SELECTED UNDER~~
4 ~~SUBSECTION (C)(2) OF THIS SECTION.~~

5 (B) ~~MEMBERS OF THE COUNTY BOARD SHALL BE APPOINTED AS FOLLOWS:~~

6 (1) ~~SUBJECT TO THE CONFIRMATION OF THE PRINCE GEORGE'S COUNTY~~
7 ~~COUNCIL, THE COUNTY EXECUTIVE OF PRINCE GEORGE'S COUNTY SHALL NOMINATE~~
8 ~~TWO RESIDENTS FROM EACH OF THE SEVEN SCHOOL BOARD DISTRICTS; AND~~

9 (2) ~~THE GOVERNOR SHALL SELECT ONE OF THE NOMINEES FROM EACH~~
10 ~~SCHOOL BOARD DISTRICT AND APPOINT THEM TO THE COUNTY BOARD.~~

11 (C) (1) ~~THE STUDENT MEMBER SHALL BE AN ELEVENTH OR TWELFTH~~
12 ~~GRADE STUDENT IN THE PRINCE GEORGE'S COUNTY PUBLIC SCHOOL SYSTEM~~
13 ~~DURING THE STUDENT'S TERM IN OFFICE.~~

14 (2) ~~AN ELIGIBLE STUDENT SHALL FILE A NOMINATION FORM AT LEAST~~
15 ~~2 WEEKS BEFORE A SPECIAL ELECTION MEETING OF THE PRINCE GEORGE'S~~
16 ~~REGIONAL ASSOCIATION OF STUDENT GOVERNMENTS. NOMINATION FORMS SHALL~~
17 ~~BE MADE AVAILABLE IN THE ADMINISTRATIVE OFFICES OF ALL PUBLIC SENIOR~~
18 ~~HIGH SCHOOLS IN THE COUNTY, THE OFFICE OF STUDENT CONCERNS, AND THE~~
19 ~~OFFICE OF THE PRESIDENT OF THE REGIONAL ASSOCIATION. THE DELEGATES TO~~
20 ~~THE REGIONAL ASSOCIATION ANNUALLY SHALL ELECT THE STUDENT MEMBER TO~~
21 ~~THE BOARD AT A SPECIAL ELECTION MEETING TO BE HELD EACH SCHOOL YEAR.~~

22 (3) ~~THE STUDENT MEMBER MAY VOTE ON ALL MATTERS BEFORE THE~~
23 ~~BOARD EXCEPT THOSE RELATING TO:~~

24 (I) ~~CAPITAL AND OPERATING BUDGETS;~~

25 (II) ~~SCHOOL CLOSINGS, REOPENINGS, AND BOUNDARIES;~~

26 (III) ~~COLLECTIVE BARGAINING DECISIONS;~~

27 (IV) ~~STUDENT DISCIPLINARY MATTERS;~~

28 (V) ~~TEACHER AND ADMINISTRATOR DISCIPLINARY MATTERS AS~~
29 ~~PROVIDED UNDER § 6-202(A) OF THIS ARTICLE; AND~~

30 (VI) ~~OTHER PERSONNEL MATTERS.~~

31 (4) ~~ON AN AFFIRMATIVE VOTE OF A MAJORITY OF THE APPOINTED~~
32 ~~MEMBERS OF THE COUNTY BOARD, THE BOARD MAY DETERMINE IF A MATTER~~
33 ~~BEFORE THE BOARD RELATES TO A SUBJECT ON WHICH THE STUDENT MEMBER MAY~~
34 ~~NOT VOTE UNDER PARAGRAPH (3) OF THIS SUBSECTION.~~

35 (5) ~~UNLESS INVITED TO ATTEND BY AN AFFIRMATIVE VOTE OF A~~
36 ~~MAJORITY OF THE COUNTY BOARD, THE STUDENT MEMBER MAY NOT ATTEND AN~~

~~1 EXECUTIVE SESSION THAT RELATES TO HEARINGS ON APPEALS OF SPECIAL
2 EDUCATION PLACEMENTS, HEARINGS HELD UNDER § 6-202(A) OF THIS ARTICLE, OR
3 COLLECTIVE BARGAINING.~~

~~4 (6) THE PRINCE GEORGE'S REGIONAL ASSOCIATION OF STUDENT
5 GOVERNMENTS MAY ESTABLISH PROCEDURES FOR THE ELECTION OF THE STUDENT
6 MEMBER OF THE COUNTY BOARD.~~

~~7 (7) THE ELECTION PROCEDURES ESTABLISHED BY THE PRINCE
8 GEORGE'S REGIONAL ASSOCIATION OF STUDENT GOVERNMENTS ARE SUBJECT TO
9 THE APPROVAL OF THE APPOINTED MEMBERS OF THE COUNTY BOARD.~~

10 ~~3-114.~~

11 (a) ~~In the following counties, the members of the county board shall be elected:~~

12 ~~(1) Allegany;~~

13 ~~(2) Calvert;~~

14 ~~(3) Carroll;~~

15 ~~(4) Charles;~~

16 ~~(5) Frederick;~~

17 ~~(6) Garrett;~~

18 ~~(7) Howard;~~

19 ~~(8) Kent;~~

20 ~~{(9) Prince George's;~~

21 ~~{(10)} (9) Montgomery;~~

22 ~~{(11)} (10) St. Mary's;~~

23 ~~{(12)} (11) Somerset; and~~

24 ~~{(13)} (12) Washington.~~

25 3-1001.

26 (A) THE DESCRIPTIONS OF SCHOOL BOARD DISTRICTS, INCLUDING ALL
27 REFERENCES TO ELECTION DISTRICTS AND PRECINCTS, ARE TO GEOGRAPHICAL
28 BOUNDARIES OF THE ELECTION DISTRICTS AND PRECINCTS, AS REVIEWED AND
29 CERTIFIED BY THE PRINCE GEORGE'S COUNTY BOARD OF SUPERVISORS OF
30 ELECTIONS AS PART OF THE 1990 CENSUS REDISTRICTING DATA PROGRAM.

31 (B) SCHOOL BOARD DISTRICT I CONSISTS OF:

- 1 (1) ELECTION DISTRICT 1;
- 2 (2) ELECTION DISTRICT 10, PRECINCTS 1 THROUGH 9;
- 3 (3) ELECTION DISTRICT 17, PRECINCTS 6, 7, AND 9 THROUGH 15; AND
- 4 (4) ELECTION DISTRICT 21, PRECINCTS 1, 4, 5, 10, 12, 14, AND 15.
- 5 (C) SCHOOL BOARD DISTRICT II CONSISTS OF:
- 6 (1) ELECTION DISTRICTS 2, 16, AND 19;
- 7 (2) ELECTION DISTRICT 13, PRECINCT 2;
- 8 (3) ELECTION DISTRICT 17, PRECINCTS 1, 2, 3, 5, AND 8;
- 9 (4) ELECTION DISTRICT 18, PRECINCTS 1 THROUGH 5, 7, 8, AND 10;
- 10 (5) ELECTION DISTRICT 20, PRECINCT 8; AND
- 11 (6) ELECTION DISTRICT 21, PRECINCTS 2, 7, 8, AND 9.
- 12 (D) SCHOOL BOARD DISTRICT III CONSISTS OF:
- 13 (1) ELECTION DISTRICTS 3, 7, AND 14;
- 14 (2) ELECTION DISTRICT 10, PRECINCT 10;
- 15 (3) ELECTION DISTRICT 13, PRECINCT 5;
- 16 (4) ELECTION DISTRICT 15, PRECINCTS 1 AND 3;
- 17 (5) ELECTION DISTRICT 20, PRECINCTS 1 THROUGH 7 AND 9; AND
- 18 (6) ELECTION DISTRICT 21, PRECINCTS 3, 6, 11, 13, AND 16.
- 19 (E) SCHOOL BOARD DISTRICT IV CONSISTS OF:
- 20 (1) ELECTION DISTRICT 6, PRECINCTS 1, 3 THROUGH 12, AND 14
21 THROUGH 22;
- 22 (2) ELECTION DISTRICT 12, PRECINCTS 3 AND 13;
- 23 (3) ELECTION DISTRICT 13, PRECINCTS 1, 3, 4, 6, 7, 8, 10, AND 11;
- 24 (4) ELECTION DISTRICT 15, PRECINCT 2; AND
- 25 (5) ELECTION DISTRICT 18, PRECINCT 6.
- 26 (F) SCHOOL BOARD DISTRICT V CONSISTS OF:
- 27 (1) ELECTION DISTRICTS 4, 8, 9, AND 11;

- 1 (2) ELECTION DISTRICT 5, PRECINCTS 1 THROUGH 6;
2 (3) ELECTION DISTRICT 6, PRECINCTS 2 AND 13; AND
3 (4) ELECTION DISTRICT 12, PRECINCTS 1, 2, 4 THROUGH 12, AND 14.

4 (G) BEGINNING IN 2001, THE SCHOOL BOARD DISTRICTS SHALL BE
5 REDISTRICTED EVERY 10 YEARS BASED ON THE LATEST U.S. CENSUS DATA.

6 3-1002.

7 (a) In this subtitle, "elected member" means one of the nine elected members
8 of the Prince George's County Board or a member appointed to fill a vacancy of one of
9 these nine members.

10 (b) (1) The Prince George's County Board consists of nine elected members
11 and one student member selected under subsection (f)(2) of this section.

12 (2) FIVE OF THE NINE ELECTED MEMBERS SHALL BE ELECTED BASED
13 ON THE SCHOOL BOARD DISTRICT THEY REPRESENT, WITH ONE MEMBER ELECTED
14 FROM EACH DISTRICT.

15 (3) FOUR OF THE NINE ELECTED MEMBERS SHALL BE ELECTED AT
16 LARGE FROM THE COUNTY AS A WHOLE.

17 (c) (1) A candidate for the County Board shall be a resident of Prince
18 George's County for at least 3 years and a registered voter of the County before the
19 election.

20 (2) From the time of filing as a candidate for election, each candidate for
21 THE SCHOOL BOARD DISTRICT POSITIONS OF the County Board shall reside in the
22 school board district the candidate seeks to represent.

23 (3) An elected County Board member shall forfeit the office if the
24 member:

25 (i) [Fails] IN THE CASE OF A MEMBER ELECTED TO REPRESENT A
26 SCHOOL BOARD DISTRICT, FAILS to reside in the school board district from which the
27 member was elected, unless this change is caused by a change in the boundaries of
28 the district; or

29 (ii) Fails to be a registered voter of the County.

30 (4) A County Board member may not hold another office of profit in
31 county government during the member's term.

32 (5) Each elected member of the County Board shall be nominated by the
33 registered voters of the member's school board district.

34 (d) Members of the Prince George's County Board shall be elected:

1 (1) [At] SUBJECT TO SUBSECTION (G) OF THIS SECTION, AT the general
2 election every [2] 4 years [as required by subsection (g) of this section], BEGINNING
3 WITH THE GENERAL ELECTION OF NOVEMBER 2002; and

4 (2) (I) [By] IN THE CASE OF MEMBERS ELECTED FROM SCHOOL
5 BOARD DISTRICTS, BY the registered voters of the member's school board district; OR

6 (II) IN THE CASE OF MEMBERS ELECTED AT LARGE, BY THE
7 REGISTERED VOTERS OF THE COUNTY, WITH THE FOUR CANDIDATES RECEIVING
8 THE FIRST, SECOND, THIRD, AND FOURTH HIGHEST NUMBER OF VOTES IN THE
9 AT-LARGE ELECTION, RESPECTIVELY, BEING ELECTED TO THE FOUR AT-LARGE
10 POSITIONS.

11 (e) (1) If a candidate for the County Board dies or withdraws the candidacy
12 during the period beginning with the date of the primary and ending 70 days before
13 the date of the general election, the Board of Supervisors of Elections shall:

14 (i) Replace the name of the deceased or withdrawn candidate on
15 the ballot for the general election with the name of the candidate who received the
16 next highest number of votes in the primary election; or

17 (ii) If a contested primary was not held, reopen the filing process to
18 allow other persons to file as candidates.

19 (2) (i) Except as otherwise provided in subparagraph (ii) of this
20 paragraph, the Board of Supervisors of Elections shall add to the ballot for the
21 general election the name of any person who files as a candidate in accordance with
22 paragraph (1)(i) of this subsection.

23 (ii) The Board of Supervisors of Elections may not add additional
24 candidates to the ballot for the general election within 70 days before the date of the
25 election.

26 (f) (1) The student member shall be an eleventh or twelfth grade student in
27 the Prince George's County public school system during the student's term in office.

28 (2) An eligible student shall file a nomination form at least 2 weeks
29 before a special election meeting of the Prince George's regional association of student
30 governments. Nomination forms shall be made available in the administrative offices
31 of all public senior high schools in the County, the office of student concerns, and the
32 office of the president of the regional association. The delegates to the regional
33 association annually shall elect the student member to the Board at a special election
34 meeting to be held each school year.

35 (3) The student member may vote on all matters before the Board except
36 those relating to:

37 (i) Capital and operating budgets;

38 (ii) School closings, reopenings, and boundaries;

- 1 (iii) Collective bargaining decisions;
2 (iv) Student disciplinary matters;
3 (v) Teacher and administrator disciplinary matters as provided
4 under § 6-202(a) of this article; and
5 (vi) Other personnel matters.

6 (4) On an affirmative vote of a majority of the elected members of the
7 County Board, the Board may determine if a matter before the Board relates to a
8 subject that the student member may not vote on under paragraph (3) of this
9 subsection.

10 (5) Unless invited to attend by an affirmative vote of a majority of the
11 County Board, the student member may not attend an executive session that relates
12 to hearings on appeals of special education placements, hearings held under §
13 6-202(a) of this article, or collective bargaining.

14 (6) The Prince George's Regional Association of Student Governments
15 may establish procedures for the election of the student member of the County Board.

16 (7) The election procedures established by the Prince George's Regional
17 Association of Student Governments are subject to the approval of the elected
18 members of the County Board.

19 (g) (1) An elected member serves for a term of 4 years beginning on the first
20 Monday in December after the member's election and until a successor is elected and
21 qualifies.

22 (2) The terms of ELECTED members are staggered as required by the
23 terms of the members serving on the County Board [as of July 1, 1978] ON
24 DECEMBER 4, 2002.

25 [(2)] (3) The student member serves for a term of 1 year beginning at
26 the end of a school year.

27 [(3)] (4) Subject to the confirmation of the County Council, the County
28 Executive of Prince George's County shall appoint a qualified individual to fill any
29 vacancy on the County Board until a successor is elected and qualifies at the next
30 Congressional election.

31 [(h) (1) The County Board members from school board districts II, V, and
32 VIII who were elected for the first time at the November 6, 1973 election serve until
33 the first Monday in December 1978 and may seek reelection in 1978 for a 4-year
34 term.

35 (2) The members from school board districts III, VI, and IX who were
36 elected at the November 6, 1973 election serve until the first Monday in December,
37 1980 and may seek reelection in 1980 for a 4-year term.]

1 [(i)] (H) (1) With the approval of the Governor, the State Board may remove
 2 a member of the County Board for any of the following reasons:

- 3 (i) Immorality;
 4 (ii) Misconduct in office;
 5 (iii) Incompetency; or
 6 (iv) Willful neglect of duty.

7 (2) Before removing a member, the State Board shall send the member a
 8 copy of the charges pending and give the member an opportunity within 10 days to
 9 request a hearing.

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

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

14 (ii) The member shall have an opportunity to be heard publicly
 15 before the State Board in the member's own defense, in person or by counsel.

16 (4) A member removed under this subsection has the right to a de novo
 17 review of the removal by the Circuit Court for Prince George's County.

18 ~~SECTION 3. AND BE IT FURTHER ENACTED, That Section(s) 3-1001 and~~
 19 ~~3-1002 and the subtitle "Subtitle 10. Prince George's County" of Article Education of~~
 20 ~~the Annotated Code of Maryland be repealed.~~

21 ~~SECTION 4. 3. AND BE IT FURTHER ENACTED, That the terms of the~~
 22 ~~elected members of the Prince George's County Board of Education serving on June~~
 23 ~~30 1, 2002, or of their successors selected to fill a vacancy, shall terminate on July 1 at~~
 24 ~~the end of December 3, 2002.~~

25 SECTION 4. AND BE IT FURTHER ENACTED, That, notwithstanding the
 26 provisions of § 3-1002(g)(1) of the Education Article, as enacted by this Act, the terms
 27 of the members elected to the Prince George's County Board at the November 2002
 28 general election shall be as follows:

- 29 (1) 4 years for each member elected to represent a school board election
 30 district; and
 31 (2) 2 years for each member elected at large.

32 SECTION 5. AND BE IT FURTHER ENACTED, That this Act shall take effect
 33 July June 1, 2002.

