
By: **Washington County Delegation**
Introduced and read first time: February 8, 2002
Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Washington County - Museum of Fine Arts - Board of Trustees**

3 FOR the purpose of altering the number of years in the term of office of an elected
4 trustee of the Washington County Museum of Fine Arts; limiting the number of
5 consecutive terms an elected trustee may serve; prohibiting an elected trustee
6 from serving for a certain period of time after the last day of the trustee's second
7 consecutive term; establishing the term of office of an ex officio trustee; limiting
8 the number of consecutive terms an elected trustee may serve if the trustee was
9 elected to fill a vacant office; prohibiting an elected trustee from serving for a
10 certain period of time after the last day of the trustee's first full term if the
11 trustee was originally elected to fill a vacant office; altering certain terms; and
12 generally relating to the trustees of the Washington County Museum of Fine
13 Arts.

14 BY repealing and reenacting, with amendments,
15 The Public Local Laws of Washington County
16 Section 12-102
17 Article 22 - Public Local Laws of Maryland
18 (1991 Edition and December 1997 Supplement, as amended)
19 (As enacted by Chapter 237 of the Acts of the General Assembly of 1998 and
20 Chapter 171 of the Acts of the General Assembly of 2000)

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

23 **Article 22 - Washington County**

24 12-102.

25 (a) There is a Board of Trustees of the Washington County Museum of Fine
26 Arts.

27 (b) The Board consists of the following members:

1 (1) [15] NOT MORE THAN 21 trustees [appointed] ELECTED by the
2 Board;

3 (2) As an ex officio [member] TRUSTEE, the President of the Board of
4 County Commissioners or a County Commissioner designated by the President;

5 (3) As an ex officio [member] TRUSTEE, the Superintendent of Schools
6 of Washington County OR THE SUPERINTENDENT'S DESIGNEE;

7 (4) As an ex officio [member] TRUSTEE, the Mayor of the City of
8 Hagerstown or a City Council member designated by the Mayor;

9 (5) As honorary [members] TRUSTEE, one or more [former trustees]
10 PEOPLE recognized for exceptional service to the [museum] MUSEUM, appointed by
11 the [board] BOARD;

12 (6) As trustees emeriti, one or more former trustees whose advice and
13 counsel is considered critical to the operation of the [museum] MUSEUM AND IN
14 RECOGNITION OF THE TRUSTEE'S SERVICE AS AN OFFICER OF THE MUSEUM,
15 appointed by the board; and

16 (7) As organizational trustees, one or more officers of auxiliary
17 organizations of the [museum] MUSEUM, appointed by the [board] BOARD.

18 [(c) The Board may appoint up to six additional trustees.]

19 [(d)] (C) (1) (i) Except as provided in subparagraphs (ii) and (iii) of this
20 paragraph, each [trustee] ELECTED TRUSTEE:

21 1. [serves] SERVES for a term of [5 years] 3 YEARS;

22 2. MAY SERVE TWO CONSECUTIVE TERMS; AND

23 3. MAY NOT SERVE ON THE BOARD FOR 1 YEAR AFTER THE
24 LAST DAY OF THE TRUSTEE'S SECOND CONSECUTIVE TERM.

25 (ii) Honorary [members] TRUSTEES and trustee emeriti shall serve
26 at the pleasure of the [board] BOARD.

27 (iii) Organizational trustees shall serve as long as they are duly
28 elected officers of the organization.

29 (IV) AN EX OFFICIO TRUSTEE SHALL SERVE AS LONG AS THE
30 TRUSTEE HOLDS THE ELECTED OFFICE THAT QUALIFIED THE TRUSTEE FOR
31 SERVICE ON THE BOARD UNDER SUBSECTION (B) OF THIS SECTION.

32 (2) The terms of the ELECTED trustees are staggered as required by the
33 terms of the ELECTED trustees serving on July 1, 1988.

34 (3) (I) [A] AN ELECTED trustee serves only for the remainder of a
35 term if the trustee is ELECTED [appointed]:

1 (i) To] TO fill a vacancy in an unexpired [term; or

2 (ii) To succeed a trustee who is holding over] TERM.

3 (II) AN ELECTED TRUSTEE SERVING IN ACCORDANCE WITH
4 SUBPARAGRAPH (I) OF THIS PARAGRAPH IS ELIGIBLE TO SERVE ONE CONSECUTIVE
5 TERM AFTER THE EXPIRATION OF THE TERM THE TRUSTEE FILLED DUE TO
6 VACANCY.

7 (III) AN ELECTED TRUSTEE WHO IS APPOINTED TO A CONSECUTIVE
8 TERM IN ACCORDANCE WITH SUBPARAGRAPH (II) OF THIS PARAGRAPH MAY NOT
9 SERVE FOR 1 YEAR AFTER THE LAST DAY OF THE TRUSTEE'S TERM.

10 (4) [A] AN ELECTED trustee serves until the successor of the trustee is
11 [appointed] ELECTED and qualifies.

12 [(e)] (D) On taking office, each ELECTED trustee shall take the oath required
13 by Article I, § 9 of the Maryland Constitution.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2002.