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

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 8, 2002

CHAPTER _____

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:

Article 22 - Washington County

12-102.

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

(b) The Board consists of the following members:

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

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

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

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

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

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

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

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

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

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

2. MAY SERVE TWO CONSECUTIVE TERMS; AND

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

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

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

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

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

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

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

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

10 (II) AN ELECTED TRUSTEE SERVING IN ACCORDANCE WITH
11 SUBPARAGRAPH (I) OF THIS PARAGRAPH IS ELIGIBLE TO SERVE ONE CONSECUTIVE
12 TERM AFTER THE EXPIRATION OF THE TERM THE TRUSTEE FILLED DUE TO
13 VACANCY.

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

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

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

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