

**HOUSE BILL 20**  
**EMERGENCY BILL**

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F3

2003 Regular Session  
3lr0260

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By: **Delegates Menes, Benson, Gaines, Patterson, Ross, and V. Turner**

Introduced and read first time: January 10, 2003

Assigned to: Ways and Means

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A BILL ENTITLED

1 AN ACT concerning

2                           **New Prince George's County Board of Education - Student Member - Voting**  
3                           **Rights**

4 FOR the purpose of authorizing the student member of the New Prince George's  
5 County Board of Education to vote on certain matters; authorizing the Prince  
6 George's Regional Association of Student Governments to establish procedures  
7 for the election of the student member; making this Act an emergency measure;  
8 and generally relating to the voting rights of the student member of the New  
9 Prince George's County Board of Education.

10 BY repealing and reenacting, with amendments,  
11 Article - Education  
12 Section 3-108.2(c) and (o)  
13 Annotated Code of Maryland  
14 (2001 Replacement Volume and 2002 Supplement)

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

17                           **Article - Education**

18 3-108.2.

19 (c) The New Prince George's County Board of Education consists of:

20 (1) Nine voting members jointly appointed by the Governor and the  
21 County Executive from a list of qualified individuals submitted to the Governor and  
22 the County Executive by the State Board; and

23 (2) One [nonvoting] student member selected under subsection (o) of  
24 this section.

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

1           (2)       An eligible student shall file a nomination form at least 2 weeks  
2 before a special election meeting of the Prince George's Regional Association of  
3 Student Governments. Nomination forms shall be made available in the  
4 administrative offices of all public senior high schools in the county, the office of  
5 student concerns, and the office of the president of the regional association. The  
6 delegates to the regional association annually shall elect the student member to the  
7 Board at a special election meeting to be held each school year.

8           (3)       THE STUDENT MEMBER MAY VOTE ON ALL MATTERS BEFORE THE  
9 BOARD EXCEPT THOSE RELATING TO:

10                   (I)       CAPITAL AND OPERATING BUDGETS;

11                   (II)      SCHOOL CLOSINGS, REOPENINGS, AND BOUNDARIES;

12                   (III)     COLLECTIVE BARGAINING DECISIONS;

13                   (IV)     STUDENT DISCIPLINARY MATTERS;

14                   (V)       TEACHER AND ADMINISTRATIVE DISCIPLINARY MATTERS AS  
15 PROVIDED UNDER § 6-202(A) OF THIS ARTICLE; AND

16                   (VI)     OTHER PERSONNEL MATTERS.

17           (4)       ON AN AFFIRMATIVE VOTE OF A MAJORITY OF THE APPOINTED  
18 MEMBERS OF THE BOARD, THE BOARD MAY DETERMINE IF A MATTER BEFORE THE  
19 BOARD RELATES TO A SUBJECT THAT THE STUDENT MEMBER MAY NOT VOTE ON  
20 UNDER PARAGRAPH (3) OF THIS SUBSECTION.

21           [(3)]     (5)       Unless invited to attend by an affirmative vote of a majority of  
22 the [voting members] APPOINTED MEMBERS of the Board, the student member may  
23 not attend an executive session that relates to hearings on appeals of special  
24 education placements, hearings held under § 6-202(a) of this article, or collective  
25 bargaining.

26           (6)       THE PRINCE GEORGE'S REGIONAL ASSOCIATION OF STUDENT  
27 GOVERNMENTS MAY ESTABLISH PROCEDURES FOR THE ELECTION OF THE STUDENT  
28 MEMBER OF THE BOARD.

29           (7)       THE ELECTION PROCEDURES ESTABLISHED BY THE PRINCE  
30 GEORGE'S REGIONAL ASSOCIATION OF STUDENT GOVERNMENTS ARE SUBJECT TO  
31 THE APPROVAL OF THE APPOINTED MEMBERS OF THE BOARD.

32       SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an  
33 emergency measure, is necessary for the immediate preservation of the public health  
34 or safety, has been passed by a yea and nay vote supported by three-fifths of all the  
35 members elected to each of the two Houses of the General Assembly, and shall take  
36 effect from the date it is enacted.