

HOUSE BILL 356
EMERGENCY BILL

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2003 Regular Session
3r0282

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

Introduced and read first time: February 3, 2003

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **New Prince George's County Board of Education - Student Member - Voting**
3 **Rights**
4 **PG 403-03**

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

11 BY repealing and reenacting, with amendments,
12 Article - Education
13 Section 3-108.2(c) and (o)
14 Annotated Code of Maryland
15 (2001 Replacement Volume and 2002 Supplement)

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

18 **Article - Education**

19 3-108.2.

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

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

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

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

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

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

13 (I) CAPITAL AND OPERATING BUDGETS;

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

15 (III) COLLECTIVE BARGAINING DECISIONS;

16 (IV) STUDENT DISCIPLINARY MATTERS;

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

19 (VI) OTHER PERSONNEL MATTERS.

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

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

29 (6) THE PRINCE GEORGE'S REGIONAL ASSOCIATION OF STUDENT
30 GOVERNMENTS MAY ESTABLISH PROCEDURES FOR THE ELECTION OF THE STUDENT
31 MEMBER OF THE BOARD.

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

35 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an
36 emergency measure, is necessary for the immediate preservation of the public health
37 or safety, has been passed by a ye and nay vote supported by three-fifths of all the

1 members elected to each of the two Houses of the General Assembly, and shall take
2 effect from the date it is enacted.