

HOUSE BILL 356
EMERGENCY BILL

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F3

2003 Regular Session
3r0282

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

Introduced and read first time: February 3, 2003

Assigned to: Ways and Means

Committee Report: Favorable

House action: Adopted

Read second time: February 19, 2003

CHAPTER _____

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:

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

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

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

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

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

18 (I) CAPITAL AND OPERATING BUDGETS;

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

20 (III) COLLECTIVE BARGAINING DECISIONS;

21 (IV) STUDENT DISCIPLINARY MATTERS;

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

24 (VI) OTHER PERSONNEL MATTERS.

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

29 [(3)] (5) Unless invited to attend by an affirmative vote of a majority of
30 the [voting members] APPOINTED MEMBERS of the Board, the student member may
31 not attend an executive session that relates to hearings on appeals of special
32 education placements, hearings held under § 6-202(a) of this article, or collective
33 bargaining.

34 (6) THE PRINCE GEORGE'S REGIONAL ASSOCIATION OF STUDENT
35 GOVERNMENTS MAY ESTABLISH PROCEDURES FOR THE ELECTION OF THE STUDENT
36 MEMBER OF THE BOARD.

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

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