Unofficial Copy F3 2004 Regular Session 4lr0254

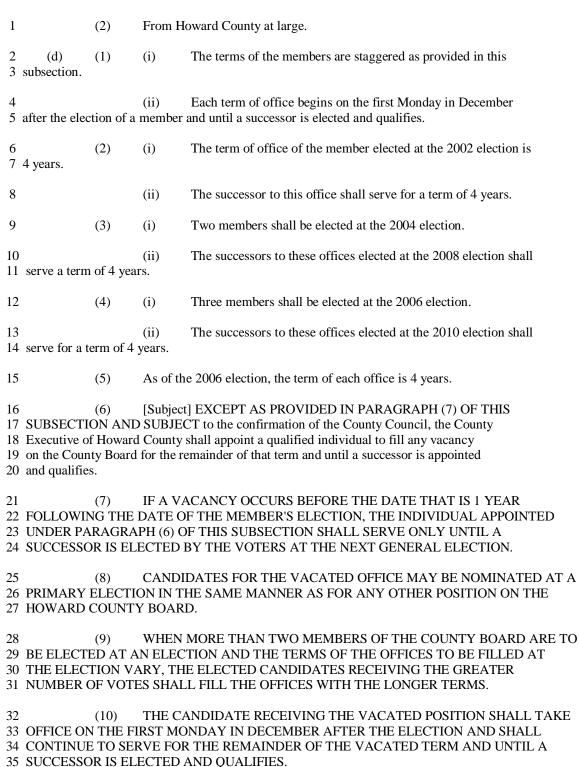
By: Howard County Delegation

Introduced and read first time: March 1, 2004 Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1	AN ACT concerning	

- 2 Howard County Board of Education Election to Fill Vacancy Ho. Co. 12-04
- 4 FOR the purpose of altering the procedure for filling vacancies on the Howard County
- 5 Board of Education; authorizing the County Executive of Howard County to fill
- a vacancy for a limited period under certain circumstances; requiring vacancies
- that occur before a certain time to be filled at a general election; specifying how
- 8 to determine which candidates are elected to which offices on the County Board
- 9 under certain circumstances; establishing the term for the candidate receiving
- the vacated position; and generally relating to the filling of vacancies on the
- 11 Howard County Board of Education.
- 12 BY repealing and reenacting, with amendments,
- 13 Article Education
- 14 Section 3-701
- 15 Annotated Code of Maryland
- 16 (2001 Replacement Volume and 2003 Supplement)
- 17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 18 MARYLAND, That the Laws of Maryland read as follows:
- 19 Article Education
- 20 3-701.
- 21 (a) The Howard County Board consists of five members.
- 22 (b) A candidate elected to the County Board shall be a resident and registered
- 23 voter of Howard County. Any member who no longer resides in Howard County may
- 24 not continue as a member of the Board.
- 25 (c) Members of the Howard County Board shall be elected:
- 26 (1) At the general election every 2 years as required by subsection (d) of
- 27 this section; and



21 October 1, 2004.

HOUSE BILL 1486

			HOWA	T AS PROVIDED IN THIS SUBSECTION, AN ELECTION TO FILL A RD COUNTY BOARD OF EDUCATION SHALL BE GOVERNED BY F THE ELECTION LAW ARTICLE.
4	(e)	(1)	The Stat	e Board may remove a member of the County Board for:
5			(i)	Immorality;
6			(ii)	Misconduct in office;
7			(iii)	Incompetency; or
8			(iv)	Willful neglect of duty.
	(2) Before removing a member, the State Board shall send the member a copy of the charges against the member and give the member an opportunity within 10 days to request a hearing.			
12		(3)	If the me	ember requests a hearing within the 10-day period:
	may not be hearing; and		(i) 10 days	The State Board promptly shall hold a hearing, but a hearing after the State Board sends the member a notice of the
16 17	before the S	tate Boar	(ii) d in the n	The member shall have an opportunity to be heard publicly nember's own defense, in person or by counsel.
18 19	review of th	(4) e remova		per removed under this subsection has the right to a de novo Circuit Court for Howard County.
20	SECTIO	N 2 AN	D BE IT	FURTHER ENACTED. That this Act shall take effect