
By: **Delegates Cane, Bozman, Conway, Eckardt, Elmore, and Haddaway**

Introduced and read first time: March 2, 2006

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Tri-County Council for the Lower Eastern Shore - Wicomico County -**
3 **Membership**

4 FOR the purpose of altering the membership of the Tri-County Council for the Lower
5 Eastern Shore of Maryland; providing for the application of this Act; and
6 generally relating to the membership of the Tri-County Council for the Lower
7 Eastern Shore of Maryland.

8 BY repealing and reenacting, with amendments,
9 Article 20B - Tri-County Council for the Lower Eastern Shore of Maryland
10 Section 2-101
11 Annotated Code of Maryland
12 (2005 Replacement Volume)

13 BY repealing and reenacting, without amendments,
14 Article 20B - Tri-County Council for the Lower Eastern Shore of Maryland
15 Section 2-102
16 Annotated Code of Maryland
17 (2005 Replacement Volume)

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

20 **Article 20B - Tri-County Council for the Lower Eastern Shore of Maryland**

21 2-101.

22 (a) The membership of the Council consists of:

23 (1) Five county commissioners of Somerset County as voting members;

24 (2) Five county commissioners of Worcester County as voting members;

25 (3) [Five] THE COUNTY EXECUTIVE AND FOUR county council members
26 of Wicomico County as voting members;

1 (4) (i) Three municipal elected officials, one from each county,
2 appointed by their respective municipal corporations as voting members; or

3 (ii) If the municipal corporations located within a county are unable
4 to choose a municipal elected official within a reasonable period of time, the Eastern
5 Shore Municipal Association shall appoint an elected municipal official to represent
6 the municipal corporations of that county;

7 (5) Members of the General Assembly representing the region who have
8 a majority of their legislative district in the region as voting ex officio members;

9 (6) Other members of the General Assembly representing the region but
10 who do not have a majority of their legislative district in the region as nonvoting ex
11 officio members; and

12 (7) The other commissioners as ex officio nonvoting members.

13 (b) (1) A voting commissioner listed under subsection (a)(1) through (3) of
14 this section may designate another commissioner or county administrator
15 representing the same county to vote by proxy on behalf of the voting commissioner
16 when the voting commissioner is absent from a meeting.

17 (2) A voting commissioner listed under subsection (a)(1) through (3) of
18 this section shall inform the council director in advance of which other council
19 member the voting commissioner designates to cast a proxy vote on behalf of the
20 voting commissioner.

21 (c) The bylaws of the Council may provide for additional private citizen
22 membership on the Council.

23 2-102.

24 (a) A member who holds membership by virtue of the member's elected
25 position holds office only during the member's term of office.

26 (b) Membership on the Council does not constitute holding an office of profit.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act may not be
28 construed to extend or apply to the membership of the Tri-County Council for the
29 Lower Eastern Shore of Maryland in office on the effective date of this Act, but the
30 provisions of this Act concerning the membership of the Tri-County Council for the
31 Lower Eastern Shore of Maryland shall take effect at the beginning of the next
32 following term of office for the elected officials sitting as members of the Tri-County
33 Council for the Lower Eastern Shore of Maryland.

34 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
35 October 1, 2006.