

HOUSE BILL 61

L5

71r0587
CF 71r0527

By: **Delegates Eckardt, Cane, Haddaway, Smigiel, and Sossi**
Introduced and read first time: January 22, 2007
Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Mid-Shore Regional Council – Membership – Immunity**

3 FOR the purpose of altering the number of voting members of the Mid-Shore Regional
4 Council appointed by the governing bodies of Caroline, Dorchester, and Talbot
5 counties; authorizing the bylaws of the Mid-Shore Regional Council to provide
6 for additional public membership on the Council; and providing that the
7 Mid-Shore Regional Council is immune from being sued.

8 BY repealing and reenacting, with amendments,
9 Article 20C – Mid-Shore Regional Council
10 Section 2–101
11 Annotated Code of Maryland
12 (2005 Replacement Volume and 2006 Supplement)

13 BY adding to
14 Article – Courts and Judicial Proceedings
15 Section 5–506.1
16 Annotated Code of Maryland
17 (2006 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 20C – Mid-Shore Regional Council**

21 2–101.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) The membership of the Council consists of the following members from
2 Caroline, Dorchester, and Talbot counties:

3 (1) [~~Nine~~] **SIX COUNCILMEMBERS OR** commissioners, [~~three~~] **TWO**
4 from each county, appointed by their respective county governing bodies as voting
5 members;

6 (2) Three county administrators, one from each county as nonvoting ex
7 officio members;

8 (3) (i) Three municipal elected officials, one from each county,
9 appointed by their respective municipal corporations as voting members; or

10 (ii) If the municipal corporations located in a county are unable
11 to choose a municipal elected official within a reasonable period of time, the Eastern
12 Shore Municipal Association shall appoint an elected municipal official to represent
13 the municipal corporation;

14 (4) Members of the General Assembly representing the region who
15 have a majority of their legislative district in the region as voting ex officio members;

16 (5) Members of the General Assembly representing the region who do
17 not have a majority of their legislative district in the region as nonvoting ex officio
18 members; and

19 (6) The other **COUNCILMEMBERS OR** commissioners as nonvoting ex
20 officio members.

21 (b) (1) A voting **COUNCILMEMBER OR** commissioner listed under
22 subsection (a)(1) of this section may designate another **COUNCILMEMBER OR**
23 commissioner or county administrator representing the same county to vote by proxy
24 on behalf of the voting **COUNCILMEMBER OR** commissioner when the voting
25 **COUNCILMEMBER OR** commissioner is absent from a meeting.

26 (2) A voting **COUNCILMEMBER OR** commissioner listed under
27 subsection (a)(1) of this section shall inform the council executive director, in advance,
28 of which other council members the voting **COUNCILMEMBER OR** commissioner
29 designates to cast a proxy vote on behalf of the voting **COUNCILMEMBER OR**
30 commissioner.

1 (c) The bylaws of the Council may provide for additional private citizen **OR**
2 **PUBLIC** membership on the Council.

3 **Article – Courts and Judicial Proceedings**

4 **5-506.1.**

5 **THE MID-SHORE REGIONAL COUNCIL IS IMMUNE FROM BEING SUED.**

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 2007.