

HOUSE BILL 322

L5

71r1750

By: **Delegates Conway, Cane, Elmore, and Mathias**

Introduced and read first time: January 31, 2007

Assigned to: Environmental Matters

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 Wicomico County membership on the Tri-County
5 Council for the Lower Eastern Shore of Maryland.

6 BY repealing and reenacting, with amendments,
7 Article 20B – Tri-County Council for the Lower Eastern Shore of Maryland
8 Section 2-101
9 Annotated Code of Maryland
10 (2005 Replacement Volume and 2006 Supplement)

11 BY repealing and reenacting, without amendments,
12 Article 20B – Tri-County Council for the Lower Eastern Shore of Maryland
13 Section 2-102
14 Annotated Code of Maryland
15 (2005 Replacement Volume and 2006 Supplement)

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

18 **Article 20B – Tri-County Council for the Lower Eastern Shore of Maryland**
19 2-101.

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

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

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

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

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

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

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

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

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

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

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

28 2-102.

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

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

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