

# SENATE BILL 440

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71r0527  
CF HB 61

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By: **Senators Colburn and Pipkin**

Introduced and read first time: February 2, 2007

Assigned to: Judicial Proceedings

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## 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.

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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.