

SENATE BILL 440

L5

71r0527
CF HB 61

By: **Senators Colburn and Pipkin**

Introduced and read first time: February 2, 2007

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 23, 2007

CHAPTER _____

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 generally~~
7 relating to the membership of the Mid-Shore Regional Council ~~is immune from~~
8 ~~being sued.~~

9 BY repealing and reenacting, with amendments,
10 Article 20C - Mid-Shore Regional Council
11 Section 2-101
12 Annotated Code of Maryland
13 (2005 Replacement Volume and 2006 Supplement)

14 ~~BY adding to~~
15 ~~Article - Courts and Judicial Proceedings~~
16 ~~Section 5-506.1~~
17 ~~Annotated Code of Maryland~~
18 ~~(2006 Replacement Volume)~~

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

3 **Article 20C – Mid-Shore Regional Council**

4 2–101.

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

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

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

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

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

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

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

23 (6) The other **COUNCILMEMBERS OR** commissioners as nonvoting ex
24 officio members.

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

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

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

8 ~~**Article—Courts and Judicial Proceedings**~~

9 ~~**5-506.1.**~~

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

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.