

# HOUSE BILL 794

L2  
HB 491/06 – ENV

EMERGENCY BILL

8lr2954  
CF SB 675

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By: **Carroll County Delegation**

Introduced and read first time: February 6, 2008

Assigned to: Environmental Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Carroll County – County Commissioners**

3 FOR the purpose of altering the boundaries for the County Commissioner Districts in  
4 Carroll County; establishing certain eligibility criteria for individuals serving as  
5 County Commissioners for Carroll County; repealing a certain requirement that  
6 a certain Commission Redistricting Committee recommend provisions for  
7 staggered terms of office for certain County Commissioners; making this Act an  
8 emergency measure; and generally relating to the County Commissioners of  
9 Carroll County.

10 BY repealing and reenacting, with amendments,  
11 The Public Local Laws of Carroll County  
12 Section 3–101  
13 Article 7 – Public Local Laws of Maryland  
14 (2004 Edition and November 2007 Supplement, as amended)

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

17 **Article 7 – Carroll County**

18 3–101.

19 (a) The Board of County Commissioners for Carroll County consists of five  
20 Commissioners to be elected by Commissioner District.

21 (b) Each County Commissioner is entitled to:

22 (1) A salary of \$45,000 a year; and

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) An allowance for expenses incurred in the performance of the  
2 duties of that office, as provided in the county budget.

3 (C) AN INDIVIDUAL IS ELIGIBLE TO SERVE AS A COUNTY  
4 COMMISSIONER IF, ON THE DATE OF THE ELECTION:

5 (1) THE INDIVIDUAL IS AT LEAST 21 YEARS OF AGE;

6 (2) THE INDIVIDUAL IS A RESIDENT OF THE STATE OF MARYLAND  
7 AND CARROLL COUNTY;

8 (3) THE INDIVIDUAL HAS RESIDED IN CARROLL COUNTY FOR AT  
9 LEAST 1 YEAR PRECEDING THE DATE OF THE ELECTION; AND

10 (4) (I) IF THE DISTRICT TO WHICH THE INDIVIDUAL HAS BEEN  
11 ELECTED TO REPRESENT HAS BEEN ESTABLISHED FOR AT LEAST 6 MONTHS  
12 PRIOR TO THE ELECTION, THE INDIVIDUAL HAS RESIDED IN THE DISTRICT FOR  
13 AT LEAST 6 MONTHS; OR

14 (II) IF THE DISTRICT TO WHICH THE INDIVIDUAL HAS BEEN  
15 ELECTED TO REPRESENT HAS BEEN ESTABLISHED FOR LESS THAN 6 MONTHS  
16 PRIOR TO THE ELECTION, THE INDIVIDUAL HAS RESIDED IN THE DISTRICT FOR  
17 AS LONG AS IT HAS BEEN ESTABLISHED.

18 (D) THE FIVE COMMISSIONER DISTRICTS CONSIST OF THE FOLLOWING  
19 ELECTION DISTRICTS AND PRECINCTS AS THEY EXISTED ON DECEMBER 1, 2005:

20 (1) COMMISSIONER DISTRICT 1 CONSISTS OF CARROLL COUNTY  
21 ELECTION DISTRICTS 1, 2, 3, 6, AND 10;

22 (2) COMMISSIONER DISTRICT 2 CONSISTS OF CARROLL COUNTY  
23 ELECTION DISTRICTS 4 AND 8;

24 (3) COMMISSIONER DISTRICT 3 CONSISTS OF CARROLL COUNTY  
25 ELECTION DISTRICT 7, PRECINCTS 1 THROUGH 7, 9, AND 10;

26 (4) COMMISSIONER DISTRICT 4 CONSISTS OF CARROLL COUNTY  
27 ELECTION DISTRICT 7, PRECINCT 8, CARROLL COUNTY ELECTION DISTRICTS  
28 9, 11, 12, AND 13, AND CARROLL COUNTY ELECTION DISTRICT 14, PRECINCTS  
29 2 AND 3; AND

30 (5) COMMISSIONER DISTRICT 5 CONSISTS OF CARROLL COUNTY  
31 ELECTION DISTRICT 5 AND CARROLL COUNTY ELECTION DISTRICT 14,  
32 PRECINCT 1.

1            [(c)] (E) (1) On or before May 1, 2005, and on or before May 1 following  
2 the release of each decennial census of the United States thereafter, the County  
3 Commissioners shall appoint a Commission Redistricting Committee.

4                    (2) (i) The Commission Redistricting Committee shall consist of  
5 seven members.

6                            (ii) Of the seven members:

7                                    1. Three shall be recommended by the County  
8 Republican Central Committee;

9                                    2. Three shall be recommended by the County  
10 Democratic Central Committee; and

11                                    3. One shall be recommended by the County Board of  
12 Elections.

13                            (iii) The Commission Redistricting Committee shall elect a  
14 Chairman from among its members.

15                            (iv) The County Commissioners shall provide support staff to the  
16 Committee.

17            (3) The Commission Redistricting Committee shall recommend[:

18                            (i) The] **THE** establishment of five Commissioner districts in  
19 the County of substantially equal population[: and

20                            (ii) Provisions for staggered terms of office for the Board of  
21 County Commissioners].

22            (4) On or before December 1, 2005, and on or before December 1  
23 following the release of each decennial census of the United States thereafter, the  
24 Commission Redistricting Committee shall report its recommendations to the Carroll  
25 County Legislative Delegation to the General Assembly for consideration at the  
26 following legislative session.

27            SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency  
28 measure, is necessary for the immediate preservation of the public health or safety,  
29 has been passed by a yea and nay vote supported by three-fifths of all the members  
30 elected to each of the two Houses of the General Assembly, and shall take effect from  
31 the date it is enacted.