

HOUSE BILL 794

L2
HB 491/06 – ENV

EMERGENCY BILL

8lr2954
CF SB 675

By: **Carroll County Delegation**

Introduced and read first time: February 6, 2008

Assigned to: Environmental Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 22, 2008

CHAPTER _____

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.

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 (b) Each County Commissioner is entitled to:

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

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

5 (c) **AN INDIVIDUAL IS ELIGIBLE TO SERVE AS A COUNTY**
6 **COMMISSIONER IF, ON THE DATE OF THE ELECTION:**

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

8 (2) **THE INDIVIDUAL IS A RESIDENT OF THE STATE OF MARYLAND**
9 **AND CARROLL COUNTY;**

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

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

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

20 (d) **THE FIVE COMMISSIONER DISTRICTS CONSIST OF THE FOLLOWING**
21 **ELECTION DISTRICTS AND PRECINCTS AS THEY EXISTED ON DECEMBER 1, 2005:**

22 (1) **COMMISSIONER DISTRICT 1 CONSISTS OF CARROLL COUNTY**
23 **ELECTION DISTRICTS 1, 2, 3, 6, AND 10;**

24 (2) **COMMISSIONER DISTRICT 2 CONSISTS OF CARROLL COUNTY**
25 **ELECTION DISTRICTS 4 AND 8;**

26 (3) **COMMISSIONER DISTRICT 3 CONSISTS OF CARROLL COUNTY**
27 **ELECTION DISTRICT 7, PRECINCTS 1 THROUGH 7, 9, AND 10;**

28 (4) **COMMISSIONER DISTRICT 4 CONSISTS OF CARROLL COUNTY**
29 **ELECTION DISTRICT 7, PRECINCT 8, CARROLL COUNTY ELECTION DISTRICTS**
30 **9, 11, 12, AND 13, AND CARROLL COUNTY ELECTION DISTRICT 14, PRECINCTS**
31 **2 AND 3; AND**

1 **(5) COMMISSIONER DISTRICT 5 CONSISTS OF CARROLL COUNTY**
2 **ELECTION DISTRICT 5 AND CARROLL COUNTY ELECTION DISTRICT 14,**
3 **PRECINCT 1.**

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

7 (2) (i) The Commission Redistricting Committee shall consist of
8 seven members.

9 (ii) Of the seven members:

10 1. Three shall be recommended by the County
11 Republican Central Committee;

12 2. Three shall be recommended by the County
13 Democratic Central Committee; and

14 3. One shall be recommended by the County Board of
15 Elections.

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

18 (iv) The County Commissioners shall provide support staff to the
19 Committee.

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

21 (i) The] **THE** establishment of five Commissioner districts in
22 the County of substantially equal population[; and

23 (ii) Provisions for staggered terms of office for the Board of
24 County Commissioners].

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

30 **SECTION 2. AND BE IT FURTHER ENACTED,** That this Act is an emergency
31 measure, is necessary for the immediate preservation of the public health or safety,
32 has been passed by a yea and nay vote supported by three-fifths of all the members

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1 elected to each of the two Houses of the General Assembly, and shall take effect from
2 the date it is enacted.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.