

HOUSE BILL 1607

F3
HB 1114/07 – W&M

8lr3490

By: **Delegate Love**
Introduced and read first time: March 3, 2008
Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Anne Arundel County – Board of Education and School Board Nominating**
3 **Commission**

4 FOR the purpose of requiring the Department of Legislative Services to provide staff
5 for the School Board Nominating Commission of Anne Arundel County;
6 repealing the provision that the increase in the salary or compensation of the
7 President and the members of the Anne Arundel County Board of Education
8 does not apply to the incumbent President or the incumbent members of the
9 County Board; and generally relating to the Board of Education and the School
10 Board Nominating Commission of Anne Arundel County.

11 BY repealing and reenacting, with amendments,
12 Article – Education
13 Section 3–110
14 Annotated Code of Maryland
15 (2006 Replacement Volume and 2007 Supplement)

16 BY repealing
17 Chapter 454 of the Acts of the General Assembly of 2007
18 Section 4

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

21 **Article – Education**

22 3–110.

23 (a) (1) The Anne Arundel County Board consists of 9 members who shall
24 be appointed as follows:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (i) 3 from the county at large;
2 (ii) 1 each from legislative districts 30, 31, 32, 33, and that
3 portion of legislative district 21 that lies within Anne Arundel County; and

4 (iii) 1 student member.

5 (2) Except for the student member, the Governor shall appoint a
6 member of the County Board from a list of nominees submitted by the School Board
7 Nominating Commission of Anne Arundel County as provided in subsection (b) of this
8 section.

9 (b) (1) (i) There is a School Board Nominating Commission of Anne
10 Arundel County.

11 (ii) The purpose of the Commission is to select nominees to be
12 recommended to the Governor as qualified candidates for appointment to the Anne
13 Arundel County Board of Education.

14 (iii) The Commission shall hold at least two public hearings on
15 the selection of nominees before recommending to the Governor nominees for
16 appointment to the County Board.

17 (2) (i) The Commission consists of 11 members who shall be
18 appointed in accordance with this paragraph.

19 (ii) The Governor shall appoint five members, one from each
20 legislative district that lies in whole or in part in Anne Arundel County.

21 (iii) The County Executive of Anne Arundel County shall appoint
22 one member from the county at large.

23 (iv) The following organizations shall each appoint one member:

- 24 1. The Teachers Association of Anne Arundel County;
- 25 2. The Annapolis and Anne Arundel County Chamber of
26 Commerce;
- 27 3. The Anne Arundel County Council of Parent Teacher
28 Associations;
- 29 4. The Anne Arundel County Community College Board
30 of Trustees; and
- 31 5. The Association of Educational Leaders (AEL).

1 (3) (i) The Governor shall designate as chair of the Commission
2 one of the five members appointed by the Governor under subsection (b)(2)(ii) of this
3 section.

4 (ii) The term of the chair of the Commission is 4 years.

5 (iii) The Governor may reappoint the chair of the Commission for
6 a second term.

7 (iv) The term of a member of the Commission is 4 years.

8 **(4) THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL**
9 **PROVIDE STAFF FOR THE COMMISSION.**

10 [[4] **(5)** Beginning January 1, 2008, for each nomination to the
11 County Board, the Commission shall submit to the Governor a list of nominees that
12 contains:

13 (i) At least two names for each vacancy; or

14 (ii) If there are fewer than two applicants for a vacancy, the
15 number of names that is equal to the number of applicants for the vacancy.

16 (c) (1) Following the initial appointment of a member of the Anne
17 Arundel County Board of Education by the Governor, a member may continue to serve
18 for the remainder of the member's first term subject to the approval or rejection of the
19 registered voters of the county at the next general election.

20 (2) A member of the County Board may serve for a second consecutive
21 term subject to the approval of or rejection by the registered voters of the county at the
22 next general election.

23 (3) (i) The approval or rejection of a member of the County Board
24 by the registered voters of the county provided for in subparagraph (ii) of this
25 paragraph shall be a vote for the member's retention or removal.

26 (ii) On receipt of the notice required under § 5-301(h) of the
27 Election Law Article, the name of the member of the County Board shall be placed on
28 the appropriate ballot and shown, without opposition, and the voters shall vote for or
29 against the member's retention as a member of the County Board.

30 (4) If the voters reject the retention of the member, or the vote is tied:

31 (i) The position shall become vacant 10 days after certification
32 of the election returns; and

1 (ii) The member serves until a successor is appointed and
2 qualifies.

3 (d) (1) The student member shall:

4 (i) Be a regularly enrolled senior year student of good character
5 and in good standing in an Anne Arundel County public high school;

6 (ii) Be selected in the student's junior year by a method selected
7 by the Chesapeake Regional Association of Student Councils of Anne Arundel County;

8 (iii) 1. Serve a term of 1 year; and

9 2. Continue to serve after graduation and until a
10 successor is appointed and qualifies.

11 (2) If a vacancy in the position of the student member occurs during
12 the term of the student member, the Chesapeake Regional Association of Student
13 Councils shall:

14 (i) Conduct a special election at its next general meeting; and

15 (ii) By utilizing the same method that it used to select the
16 previous student member of the Board, select another student member to fill the
17 vacancy.

18 (e) A Board member who does not maintain the residency qualification shall
19 be replaced as a member.

20 (f) If the boundary line of a legislative district changes, an incumbent
21 member of the County Board who, because of the change, no longer resides in the
22 legislative district from which the member was appointed may complete the term.

23 (g) The President of the Anne Arundel County Board of Education is entitled
24 to receive \$8,000 annually as compensation and, except for the student member, the
25 other Board members are entitled to receive \$6,000 each annually as compensation.

26 Chapter 454 of the Acts of 2007

27 [SECTION 4. AND BE IT FURTHER ENACTED, That, pursuant to Article III,
28 § 35 of the Maryland Constitution, this Act may not be construed to extend or apply to
29 the salary or compensation of the President and members of the Anne Arundel County
30 Board of Education in office on the effective date of this Act, but the provisions of this
31 Act concerning the salary or compensation of the President and members of the Anne
32 Arundel County Board of Education shall take effect at the beginning of the next
33 following term of office.]

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 July 1, 2008.