

# SENATE BILL 33

F3

(8lr0313)

## ENROLLED BILL

—*Education, Health, and Environmental Affairs / Ways and Means*—

Introduced by ~~Senator Muse~~ Senators Muse, Peters, and Rosapepe

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
President.

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Prince George's County - Board of Education**

3 FOR the purpose of repealing certain provisions of law relating to the composition of  
4 certain school board districts in Prince George's County; requiring the elected  
5 members of the Prince George's County Board of Education to be elected from  
6 certain school board districts; providing for the boundaries of certain school  
7 board districts; requiring candidates for the County Board to live in certain  
8 school board districts and be registered voters; providing for the terms of the  
9 elected members of the County Board; requiring a certain vacancy on the  
10 County Board to be filled by a special election if the vacancy occurs within a  
11 certain time period; requiring that a certain vacancy on the County Board  
12 remain unfilled under certain circumstances; requiring the Prince George's  
13 County Council to adopt a certain resolution concerning a special election for  
14 the County Board; requiring a special election for the County Board to be  
15 conducted at a certain time and in a certain manner under certain provisions of

---

**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.

*Italics* indicate opposite chamber / conference committee amendments.



1 law; requiring that a special election for the County Board be funded by Prince  
2 George's County; clarifying that a school board member removed from office is  
3 entitled to judicial review of the removal based on a certain record and certain  
4 other evidence; repealing certain provisions of law relating to public meetings  
5 and executive sessions of the County Board; requiring a certain vote of the  
6 County Board to pass a motion of the County Board when there are two or more  
7 vacancies on the County Board; repealing a certain provision of law relating to  
8 the composition of a committee of the County Board; repealing certain  
9 provisions of law relating to the Chief Financial Officer of the county public  
10 school system; making stylistic changes; providing for the effective dates of this  
11 Act; and generally relating to the Prince George's County Board of Education.

12 BY repealing

13 Article – Education  
14 Section 3–1001 and 3–1008  
15 Annotated Code of Maryland  
16 (2006 Replacement Volume and 2007 Supplement)

17 BY adding to

18 Article – Education  
19 Section 3–1001  
20 Annotated Code of Maryland  
21 (2006 Replacement Volume and 2007 Supplement)

22 BY repealing and reenacting, with amendments,

23 Article – Education  
24 Section 3–1002 through 3–1004 and 3–1006  
25 Annotated Code of Maryland  
26 (2006 Replacement Volume and 2007 Supplement)

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

29 **Article – Education**

30 [3–1001.

31 (a) The descriptions of school board districts in this section are to the election  
32 district and precinct boundaries as reviewed and certified by the Prince George's  
33 County Board of Elections or their designees before they were reported to the United  
34 States Bureau of the Census as part of the 2000 Census Redistricting Data Program  
35 and as those election district and precinct lines are specifically shown on the Public  
36 Law 94–171 census block maps provided by the United States Bureau of the Census.

37 (b) School board district I consists of:

38 (1) Election district 1;

- 1           (2)    Election district 10;
- 2           (3)    Election district 14, precincts 2, 7, and 8;
- 3           (4)    Election district 20, precincts 1, 2, 3, 5, 6, 7, and 9 through 11;
- 4           (5)    Election district 21, precincts 3, 4, 6 through 11, 13, 14, and 16;
- 5   and
- 6           (6)    That part of election district 14, precinct 9 that consists of the
- 7   following census tracts and blocks:
- 8           (i)    Census tract 8004.01, blocks 1000 through 1003; and
- 9           (ii)   Census tract 8004.06, blocks 1000 through 1002, 1011, 1012,
- 10 1020 through 1028, 1999 through 2003, 2006 through 2010, 2017, 2023 through 2027,
- 11 2041 through 2048, 3000 through 3014, 3017, 3018, and 3068.
- 12       (c)    School board district II consists of:
- 13           (1)    Election district 2, precincts 1, 2, 3, 5, 6, 7, 8, and 10;
- 14           (2)    Election district 16;
- 15           (3)    Election district 17;
- 16           (4)    Election district 19; and
- 17           (5)    Election district 21, precincts 1, 2, 5, 12, 15, and 17.
- 18       (d)    School board district III consists of:
- 19           (1)    Election district 2, precincts 4 and 9;
- 20           (2)    Election district 6, precincts 1, 3, 4, 5, 6, 10, 11, 15, 16, and 19
- 21 through 23;
- 22           (3)    Election district 13, precincts 1, 2, 3, 7, 8, 9, 10, 14, 16, and 17;
- 23           (4)    Election district 15, precinct 2;
- 24           (5)    Election district 18; and
- 25           (6)    Election district 20, precincts 3, 4, and 8.
- 26       (e)    School board district IV consists of:

## SENATE BILL 33

- 1 (1) Election district 5, precincts 2 through 7;
- 2 (2) Election district 6, precincts 2, 7, 8, 9, 12, 13, 14, 17, and 18;
- 3 (3) Election district 9, precincts 1, 2, 3, 4, 5, 7, 10, and 11; and
- 4 (4) Election district 12.

5 (f) School board district V consists of:

- 6 (1) Election district 3;
- 7 (2) Election district 4;
- 8 (3) Election district 5, precincts 1 and 8;
- 9 (4) Election district 7;
- 10 (5) Election district 8;
- 11 (6) Election district 9, precincts 6, 8, and 9;
- 12 (7) Election district 11;
- 13 (8) Election district 13, precincts 4, 5, 6, 11, 12, 13, and 15;
- 14 (9) Election district 14, precincts 1, 3 through 6, and 10;
- 15 (10) Election district 15; and
- 16 (11) That part of election district 14, precinct 9 that consists of census  
17 tract 8004.06, blocks 2004, 2005, 2011 through 2016, 2018 through 2022, 2028 through  
18 2040, 3015, 3016, 3019 through 3025, 3029 through 3035, 3054 through 3065, and  
19 3069.]

20 **3-1001.**

21 (A) **THE DESCRIPTIONS OF SCHOOL BOARD DISTRICTS IN THIS SECTION**  
22 **ARE TO THE ELECTION DISTRICT AND PRECINCT BOUNDARIES AS REVIEWED**  
23 **AND CERTIFIED BY THE PRINCE GEORGE'S COUNTY BOARD OF ELECTIONS OR**  
24 **ITS DESIGNEES AS THEY WERE ESTABLISHED ON SEPTEMBER 1, 2002, AND AS**  
25 **THOSE ELECTION DISTRICT AND PRECINCT LINES ARE SPECIFICALLY SHOWN ON**  
26 **THE PUBLIC LAW 94-171 CENSUS BLOCK MAPS PROVIDED BY THE UNITED**  
27 **STATES BUREAU OF THE CENSUS.**

1        ~~(B) SCHOOL BOARD DISTRICT I CONSISTS OF:~~

2            ~~(1) ELECTION DISTRICT 1;~~

3            ~~(2) ELECTION DISTRICT 10;~~

4            ~~(3) ELECTION DISTRICT 14, PRECINCT 9; AND~~

5            ~~(4) ELECTION DISTRICT 21, PRECINCTS 4, 5, 14, 15, 97, AND 99;~~

6 ~~AND~~

7            ~~(4) THAT PART OF ELECTION DISTRICT 14, PRECINCT 9 THAT IS~~  
 8 ~~GENERALLY WEST, NORTH, AND EAST OF A LINE THAT ORIGINATES AT THE~~  
 9 ~~INTERSECTION OF THE MUNICIPAL BOUNDARY OF THE CITY OF BOWIE AND~~  
 10 ~~MAPLE AVENUE AND CONTINUING ALONG THE CENTER OF MAPLE AVENUE TO~~  
 11 ~~LAUREL BOWIE ROAD, THEN ALONG THE CENTER OF LAUREL BOWIE ROAD TO~~  
 12 ~~THOMPKINS LANE, THEN ALONG THE CENTER OF THOMPKINS LANE TO~~  
 13 ~~JERICHO PARK ROAD, THEN ALONG THE CENTER OF JERICHO PARK ROAD TO~~  
 14 ~~RACE TRACK ROAD.~~

15        ~~(C) SCHOOL BOARD DISTRICT II CONSISTS OF:~~

16            ~~(1) ELECTION DISTRICT 14, PRECINCTS 2 AND 8;~~

17            ~~(2) ELECTION DISTRICT 16, PRECINCT 1;~~

18            ~~(3) ELECTION DISTRICT 19, PRECINCTS 1 THROUGH 3;~~

19            ~~(4) ELECTION DISTRICT 20, PRECINCTS 1, 5, 6, AND 10; AND~~

20            ~~(5) ELECTION DISTRICT 21, PRECINCTS 1, 2, 3, 6 THROUGH 13,~~  
 21 ~~16, 17, AND 98; AND~~

22            ~~(6) THAT PART OF ELECTION DISTRICT 14, PRECINCT 9 THAT IS~~  
 23 ~~GENERALLY EAST, SOUTH, AND WEST OF A LINE THAT ORIGINATES AT THE~~  
 24 ~~INTERSECTION OF THE MUNICIPAL BOUNDARY OF THE CITY OF BOWIE AND~~  
 25 ~~MAPLE AVENUE AND CONTINUING ALONG THE CENTER OF MAPLE AVENUE TO~~  
 26 ~~LAUREL BOWIE ROAD, THEN ALONG THE CENTER OF LAUREL BOWIE ROAD TO~~  
 27 ~~THOMPKINS LANE, THEN ALONG THE CENTER OF THOMPKINS LANE TO~~  
 28 ~~JERICHO PARK ROAD, THEN ALONG THE CENTER OF JERICHO PARK ROAD TO~~  
 29 ~~RACE TRACK ROAD.~~

30        ~~(D) SCHOOL BOARD DISTRICT III CONSISTS OF:~~

1           (1) ~~ELECTION DISTRICT 16, PRECINCTS 2 THROUGH 4; AND~~

2           (2) ~~ELECTION DISTRICT 17.~~

3           ~~(E) SCHOOL BOARD DISTRICT IV CONSISTS OF:~~

4           (1) ~~ELECTION DISTRICT 2;~~

5           (2) ~~ELECTION DISTRICT 13, PRECINCTS 1 THROUGH 3, 8, AND 17;~~

6           (3) ~~ELECTION DISTRICT 14, PRECINCT 7;~~

7           (4) ~~ELECTION DISTRICT 16, PRECINCT 99;~~

8           (5) ~~ELECTION DISTRICT 18, PRECINCTS 5 AND 12;~~

9           (6) ~~ELECTION DISTRICT 19, PRECINCT 4; AND~~

10          (7) ~~ELECTION DISTRICT 20, PRECINCTS 2, 4, 7 THROUGH 9,~~

11 ~~AND 11.~~

12          ~~(F) SCHOOL BOARD DISTRICT V CONSISTS OF:~~

13          (1) ~~ELECTION DISTRICT 3;~~

14          (2) ~~ELECTION DISTRICT 7;~~

15          (3) ~~ELECTION DISTRICT 14, PRECINCTS 1, 3 THROUGH 6, AND 10;~~

16 ~~AND~~

17          (4) ~~ELECTION DISTRICT 15, PRECINCT 5.~~

18          ~~(G) SCHOOL BOARD DISTRICT VI CONSISTS OF:~~

19          (1) ~~ELECTION DISTRICT 6, PRECINCTS 19 AND 20;~~

20          (2) ~~ELECTION DISTRICT 13, PRECINCTS 4 THROUGH 7 AND 9~~  
21 ~~THROUGH 16;~~

22          (3) ~~ELECTION DISTRICT 18, PRECINCTS 1 THROUGH 4 AND 6~~  
23 ~~THROUGH 11; AND~~

24          (4) ~~ELECTION DISTRICT 20, PRECINCT 3.~~

25          (B) SCHOOL BOARD DISTRICT I CONSISTS OF:

1           **(1) ELECTION DISTRICT 10;**

2           **(2) ELECTION DISTRICT 1, PRECINCTS 1 AND 3 THROUGH 6;**

3           **(3) ELECTION DISTRICT 14, PRECINCT 8;**

4           **(4) ELECTION DISTRICT 21, PRECINCTS 5, 14, AND 97;**

5           **(5) THAT PART OF ELECTION DISTRICT 1, PRECINCT 2 THAT IS**  
6 **OUTSIDE THE MUNICIPAL BOUNDARY OF THE CITY OF COLLEGE PARK AS THAT**  
7 **BOUNDARY EXISTED ON NOVEMBER 30, 2003; AND**

8           **(6) THAT PART OF ELECTION DISTRICT 14, PRECINCT 9 THAT IS**  
9 **GENERALLY WEST, NORTH, AND EAST OF A LINE THAT ORIGINATES AT THE**  
10 **INTERSECTION OF THE MUNICIPAL BOUNDARY OF THE CITY OF BOWIE AND**  
11 **MAPLE AVENUE AND CONTINUES ALONG THE CENTER OF MAPLE AVENUE TO**  
12 **LAUREL BOWIE ROAD, THEN ALONG THE CENTER OF LAUREL BOWIE ROAD TO**  
13 **THOMPKINS LANE, THEN ALONG THE CENTER OF THOMPKINS LANE TO**  
14 **JERICO PARK ROAD, THEN ALONG THE CENTER OF JERICO PARK ROAD TO**  
15 **RACE TRACK ROAD.**

16           **(C) SCHOOL BOARD DISTRICT II CONSISTS OF:**

17           **(1) ELECTION DISTRICT 19, PRECINCTS 1 AND 2;**

18           **(2) ELECTION DISTRICT 20, PRECINCTS 1, 5, 6, AND 10;**

19           **(3) ELECTION DISTRICT 21, PRECINCTS 1, 2, 3, 4, 6 THROUGH 13,**  
20 **15, 16, 17, 98, AND 99;**

21           **(4) THAT PART OF ELECTION DISTRICT 1, PRECINCT 2 THAT IS**  
22 **WITHIN THE MUNICIPAL BOUNDARY OF THE CITY OF COLLEGE PARK AS THAT**  
23 **BOUNDARY EXISTED ON NOVEMBER 30, 2003;**

24           **(5) THAT PART OF ELECTION DISTRICT 2, PRECINCT 5 THAT IS**  
25 **WITHIN THE MUNICIPAL BOUNDARY OF THE TOWN OF EDMONSTON AS THAT**  
26 **BOUNDARY EXISTED ON SEPTEMBER 1, 2002;**

27           **(6) THAT PART OF ELECTION DISTRICT 16, PRECINCT 1 THAT IS**  
28 **WITHIN THE MUNICIPAL BOUNDARY OF THE CITY OF HYATTSVILLE AS THAT**  
29 **BOUNDARY EXISTED ON NOVEMBER 1, 2006;**

1           **(7) THAT PART OF ELECTION DISTRICT 19, PRECINCT 4 THAT IS**  
2 **WITHIN THE MUNICIPAL BOUNDARY OF THE TOWN OF RIVERDALE PARK AS**  
3 **THAT BOUNDARY EXISTED ON SEPTEMBER 1, 2002; AND**

4           **(8) THAT PART OF ELECTION DISTRICT 20, PRECINCT 2 THAT IS**  
5 **WITHIN THE MUNICIPAL BOUNDARY OF THE CITY OF NEW CARROLLTON AS THAT**  
6 **BOUNDARY EXISTED ON JANUARY 30, 2006.**

7           **(D) SCHOOL BOARD DISTRICT III CONSISTS OF:**

8                   **(1) ELECTION DISTRICT 17;**

9                   **(2) ELECTION DISTRICT 16, PRECINCTS 2 THROUGH 4;**

10                  **(3) ELECTION DISTRICT 19, PRECINCT 3; AND**

11                 **(4) THAT PART OF ELECTION DISTRICT 16, PRECINCT 1 THAT IS**  
12 **OUTSIDE THE MUNICIPAL BOUNDARY OF THE CITY OF HYATTSVILLE AS THAT**  
13 **BOUNDARY EXISTED ON NOVEMBER 1, 2006.**

14           **(E) SCHOOL BOARD DISTRICT IV CONSISTS OF:**

15                   **(1) ELECTION DISTRICT 2, PRECINCTS 1 THROUGH 4 AND 6**  
16 **THROUGH 10;**

17                   **(2) ELECTION DISTRICT 13, PRECINCTS 1 THROUGH 3, 8, 14, AND**  
18 **17;**

19                   **(3) ELECTION DISTRICT 14, PRECINCT 2;**

20                   **(4) ELECTION DISTRICT 16, PRECINCT 99;**

21                   **(5) ELECTION DISTRICT 18, PRECINCTS 5 AND 12;**

22                 **(6) THAT PART OF ELECTION DISTRICT 2, PRECINCT 5 THAT IS**  
23 **OUTSIDE THE MUNICIPAL BOUNDARY OF THE TOWN OF EDMONSTON AS THAT**  
24 **BOUNDARY EXISTED ON SEPTEMBER 1, 2002;**

25                 **(7) THAT PART OF ELECTION DISTRICT 19, PRECINCT 4 THAT IS**  
26 **OUTSIDE THE MUNICIPAL BOUNDARY OF THE TOWN OF RIVERDALE PARK AS**  
27 **THAT BOUNDARY EXISTED ON SEPTEMBER 1, 2002; AND**



1           **(8) THAT PART OF ELECTION DISTRICT 20, PRECINCT 2 THAT IS**  
2 **OUTSIDE THE MUNICIPAL BOUNDARY OF THE CITY OF NEW CARROLLTON AS**  
3 **THAT BOUNDARY EXISTED ON JANUARY 30, 2006.**

4           **(F) SCHOOL BOARD DISTRICT V CONSISTS OF:**

5                   **(1) ELECTION DISTRICT 3;**

6                   **(2) ELECTION DISTRICT 7, PRECINCTS 1 THROUGH 11, 13, AND**  
7 **14;**

8                   **(3) ELECTION DISTRICT 14, PRECINCTS 1, 3 THROUGH 7, AND 10;**

9                   **(4) ELECTION DISTRICT 15, PRECINCT 5; AND**

10                   **(5) THAT PART OF ELECTION DISTRICT 14, PRECINCT 9 THAT IS**  
11 **GENERALLY EAST, SOUTH, AND WEST OF A LINE THAT ORIGINATES AT THE**  
12 **INTERSECTION OF THE MUNICIPAL BOUNDARY OF THE CITY OF BOWIE AND**  
13 **MAPLE AVENUE AND CONTINUES ALONG THE CENTER OF MAPLE AVENUE TO**  
14 **LAUREL BOWIE ROAD, THEN ALONG THE CENTER OF LAUREL BOWIE ROAD TO**  
15 **THOMPKINS LANE, THEN ALONG THE CENTER OF THOMPKINS LANE TO**  
16 **JERICHO PARK ROAD, THEN ALONG THE CENTER OF JERICHO PARK ROAD TO**  
17 **RACE TRACK ROAD.**

18           **(G) SCHOOL BOARD DISTRICT VI CONSISTS OF:**

19                   **(1) ELECTION DISTRICT 6, PRECINCTS 19 AND 20;**

20                   **(2) ELECTION DISTRICT 7, PRECINCT 12;**

21                   **(3) ELECTION DISTRICT 13, PRECINCTS 4 THROUGH 7 AND 9**  
22 **THROUGH 13, 15, AND 16;**

23                   **(4) ELECTION DISTRICT 18, PRECINCTS 1 THROUGH 4 AND 6**  
24 **THROUGH 11; AND**

25                   **(5) ELECTION DISTRICT 20, PRECINCT 3.**

26           **(H) SCHOOL BOARD DISTRICT VII CONSISTS OF:**

27                   **(1) ELECTION DISTRICT 6, PRECINCTS 1, 3 THROUGH 7, 9**  
28 **THROUGH 12, 15 THROUGH 18, AND 21 THROUGH 23;**

1           (2)   **ELECTION DISTRICT 9, PRECINCT 3; AND**

2           (3)   **ELECTION DISTRICT 15, PRECINCT 2.**

3           (I)   **SCHOOL BOARD DISTRICT VIII CONSISTS OF:**

4           (1)   **ELECTION DISTRICT 12;**

5           (2)   **ELECTION DISTRICT 5, PRECINCT 6;**

6           (3)   **ELECTION DISTRICT 6, PRECINCTS 2, 8, 13, AND 14; AND**

7           (4)   **ELECTION DISTRICT 9, PRECINCTS 2 AND 5.**

8           (J)   **SCHOOL BOARD DISTRICT IX CONSISTS OF:**

9           (1)   **ELECTION DISTRICT 4;**

10          (2)   **ELECTION DISTRICT 8;**

11          (3)   **ELECTION DISTRICT 11;**

12          (4)   **ELECTION DISTRICT 5, PRECINCTS 1 THROUGH 5 AND 7**  
13 **THROUGH 11;**

14          (5)   **ELECTION DISTRICT 9, PRECINCTS 1, 4, AND 6 THROUGH 11;**  
15 **AND**

16          (6)   **ELECTION DISTRICT 15, PRECINCTS 1, 3, AND 4.**

17 3-1002.

18           (a)   In this subtitle, “elected member” means [one of the nine elected  
19 members] **A MEMBER** of the Prince George’s County Board [or a member appointed to  
20 fill a vacancy of one of these nine members] **ELECTED FROM ONE OF THE NINE**  
21 **SCHOOL BOARD DISTRICTS DESCRIBED IN § 3-1001 OF THIS SUBTITLE.**

22           (b)   The Prince George’s County Board consists of 10 members as follows:

23           (1)   [Five] **NINE** elected members, each of whom resides in a different  
24 school board district; **AND**

25           [(2)   Four elected members who may reside anywhere in the county;  
26 and

1                   (3)] **(2)**       One student member selected under subsection (f)(2) of this  
2 section.

3           (c)    (1)    [A candidate for the County Board shall be a resident of Prince  
4 George's County for at least 3 years and a registered voter of the county before the  
5 election] **ONE MEMBER OF THE COUNTY BOARD SHALL BE ELECTED FROM EACH**  
6 **OF THE NINE SCHOOL BOARD DISTRICTS DESCRIBED IN § 3-1001 OF THIS**  
7 **SUBTITLE.**

8                   (2)    From the time of filing as a candidate for election, each candidate  
9 [for a position on the County Board representing a school board district shall reside in  
10 the school board district the candidate seeks to represent] **SHALL BE A REGISTERED**  
11 **VOTER OF THE COUNTY AND A RESIDENT OF THE SCHOOL BOARD DISTRICT THE**  
12 **CANDIDATE SEEKS TO REPRESENT.**

13                   (3)    An elected County Board member shall forfeit the office if the  
14 member:

15                   (i)    [In the case of a member elected to represent a school board  
16 district, fails] **FAILS** to reside in the school board district from which the member was  
17 elected, unless this change is caused by a change in the boundaries of the district; or

18                   (ii)   Fails to be a registered voter of the county.

19                   (4)    A County Board member may not hold another office of profit in  
20 county government during the member's term.

21                   (5)    Each elected member of the County Board [for a position  
22 representing a school board district] shall be nominated by the registered voters of the  
23 member's school board district.

24           (d)    [Members of the Prince George's County Board shall be elected:

25                   (1)    At the general election every 4 years as required by subsection (g)  
26 of this section; and

27                   (2)    By the registered voters of the entire county.] **THE ELECTED**  
28 **MEMBERS OF THE COUNTY BOARD SHALL BE ELECTED:**

29                   (1)    **AT THE GENERAL ELECTION EVERY 4 YEARS AS REQUIRED BY**  
30 **SUBSECTION (G) OF THIS SECTION; AND**

31                   (2)    **BY THE VOTERS OF THE SCHOOL BOARD DISTRICT THAT EACH**  
32 **MEMBER REPRESENTS.**

1 (e) (1) If a candidate for the County Board dies or withdraws the  
2 candidacy during the period beginning with the date of the primary and ending 70  
3 days before the date of the general election, the Board of [Supervisors of] Elections  
4 shall:

5 (i) Replace the name of the deceased or withdrawn candidate  
6 on the ballot for the general election with the name of the candidate who received the  
7 next highest number of votes in the primary election; or

8 (ii) If a contested primary was not held, reopen the filing  
9 process to allow other persons to file as candidates.

10 (2) (i) Except as otherwise provided in subparagraph (ii) of this  
11 paragraph, the Board of [Supervisors of] Elections shall add to the ballot for the  
12 general election the name of any person who files as a candidate in accordance with  
13 paragraph (1)(ii) of this subsection.

14 (ii) The Board of [Supervisors of] Elections may not add  
15 additional candidates to the ballot for the general election within 70 days before the  
16 date of the election.

17 (f) (1) The student member shall be an eleventh or twelfth grade student  
18 in the Prince George's County public school system during the student's term in office.

19 (2) An eligible student shall file a nomination form at least 2 weeks  
20 before a special election meeting of the Prince George's Regional Association of  
21 Student Governments. Nomination forms shall be made available in the  
22 administrative offices of all public senior high schools in the county, the office of  
23 student concerns, and the office of the president of the regional association. The  
24 delegates to the regional association annually shall elect the student member to the  
25 Board at a special election meeting to be held each school year.

26 (3) The student member may vote on all matters before the Board  
27 except those relating to:

28 (i) Capital and operating budgets;

29 (ii) School closings, reopenings, and boundaries;

30 (iii) Collective bargaining decisions;

31 (iv) Student disciplinary matters;

32 (v) Teacher and administrator disciplinary matters as provided  
33 under § 6-202(a) of this article; and

34 (vi) Other personnel matters.

1           (4) On an affirmative vote of a majority of the elected members of the  
2 County Board, the Board may determine if a matter before the Board relates to a  
3 subject that the student member may not vote on under paragraph (3) of this  
4 subsection.

5           (5) Unless invited to attend by an affirmative vote of a majority **OF**  
6 **THE ELECTED MEMBERS** of the County Board, the student member may not attend  
7 an executive session that relates to hearings on appeals of special education  
8 placements, hearings held under § 6-202(a) of this article, or collective bargaining.

9           (6) The Prince George's Regional Association of Student Governments  
10 may establish procedures for the election of the student member of the County Board.

11           (7) The election procedures established by the Prince George's  
12 Regional Association of Student Governments are subject to the approval of the elected  
13 members of the County Board.

14           (g) (1) **[An] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**  
15 **SUBSECTION, AN** elected member serves for a term of 4 years beginning on the first  
16 Monday in December after the member's election and until the member's successor is  
17 elected and qualifies.

18           (2) **THE TERMS OF THE ELECTED MEMBERS ARE STAGGERED AS**  
19 **FOLLOWS:**

20           (I) **THE FIVE ELECTED MEMBERS WHO RECEIVED THE**  
21 **LOWEST PERCENTAGE OF VOTES, AS DETERMINED BY THE FINAL VOTE COUNT**  
22 **OF THE 2010 GENERAL ELECTION AS CERTIFIED BY THE BOARD OF**  
23 **ELECTIONS, SHALL SERVE FOR A TERM OF 2 YEARS; AND**

24           (II) **THE OTHER FOUR MEMBERS ELECTED IN THE 2010**  
25 **GENERAL ELECTION SHALL SERVE FOR A TERM OF 4 YEARS.**

26           [(2)] (3) The student member serves for a term of 1 year beginning at  
27 the end of a school year.

28           [(3) Subject to the confirmation of the County Council, the County  
29 Executive of Prince George's County shall appoint a qualified individual to fill any  
30 vacancy on the County Board until a successor is elected and qualifies at the next  
31 congressional election.]

32           (4) (I) 1. **A SEAT ON THE COUNTY BOARD HELD BY AN**  
33 **ELECTED MEMBER THAT BECOMES VACANT MORE THAN 180 DAYS BEFORE THE**

1 END OF THAT MEMBER'S TERM OF OFFICE SHALL BE FILLED FOR THE  
2 REMAINDER OF THE TERM AT A SPECIAL ELECTION.

3                   2. A SEAT ON THE COUNTY BOARD HELD BY AN  
4 ELECTED MEMBER THAT BECOMES VACANT 180 DAYS OR LESS BEFORE THE END  
5 OF THAT MEMBER'S TERM OF OFFICE SHALL REMAIN VACANT UNTIL A  
6 SUCCESSOR IS ELECTED AND QUALIFIES.

7                   (ii) 1. A. NO LATER THAN 7 DAYS AFTER THE  
8 OCCURRENCE OF A VACANCY ON THE COUNTY BOARD THAT MUST BE FILLED AT  
9 A SPECIAL ELECTION, THE COUNTY COUNCIL SHALL ADOPT A RESOLUTION  
10 DIRECTING THAT A SPECIAL PRIMARY ELECTION AND SPECIAL GENERAL  
11 ELECTION BE HELD IN THE SCHOOL BOARD DISTRICT WHERE THE VACANCY  
12 OCCURS.

13                               B. THE COUNTY COUNCIL SHALL CONSULT WITH  
14 THE BOARD OF ELECTIONS BEFORE ADOPTING THE RESOLUTION.

15                               2. SUBJECT TO SUBPARAGRAPH (iii) OF THIS  
16 PARAGRAPH, THE COUNTY COUNCIL RESOLUTION SHALL SPECIFY:

17                                       A. THE DATE BY WHICH A CERTIFICATE OF  
18 CANDIDACY MUST BE FILED WITH THE BOARD OF ELECTIONS;

19                                       B. THE DATE OF THE SPECIAL PRIMARY ELECTION;  
20 AND

21                                       C. THE DATE OF THE SPECIAL GENERAL ELECTION.

22                               3. NO LATER THAN 7 DAYS AFTER THE ADOPTION OF  
23 THE COUNTY COUNCIL RESOLUTION, THE BOARD OF ELECTIONS SHALL  
24 PUBLISH THE INFORMATION CONTAINED IN THE RESOLUTION ONCE IN AT  
25 LEAST ONE NEWSPAPER OF GENERAL CIRCULATION.

26                               (iii) 1. A CANDIDATE SHALL FILE A CERTIFICATE OF  
27 CANDIDACY WITH THE BOARD OF ELECTIONS NO LATER THAN 28 DAYS BEFORE  
28 A SPECIAL PRIMARY ELECTION IN ORDER TO APPEAR ON THE BALLOT.

29                               2. THE FOLLOWING PROVISIONS ARE SUBJECT TO  
30 SUBSUBPARAGRAPH 3 OF THIS SUBPARAGRAPH:

31                                       A. A SPECIAL PRIMARY ELECTION SHALL BE HELD  
32 ON A TUESDAY AT LEAST 45 DAYS BUT NO LATER THAN 60 DAYS AFTER THE  
33 OCCURRENCE OF A VACANCY.

1                   **B. A SPECIAL GENERAL ELECTION SHALL BE HELD**  
2 **ON A TUESDAY AT LEAST 60 DAYS BUT NO LATER THAN 90 DAYS AFTER THE**  
3 **OCCURRENCE OF A VACANCY.**

4                   **3. A SPECIAL ELECTION MAY NOT BE HELD LESS**  
5 **THAN 30 DAYS BEFORE A REGULARLY SCHEDULED ELECTION.**

6                   **4. ON THE DAY OF A SPECIAL ELECTION, POLLING**  
7 **PLACES SHALL BE OPEN FROM 7 A.M. TO 8 P.M.**

8                   **(IV) 1. NO LATER THAN 10 DAYS BEFORE A SPECIAL**  
9 **PRIMARY ELECTION AND SPECIAL GENERAL ELECTION, THE BOARD OF**  
10 **ELECTIONS SHALL MAIL A SPECIMEN BALLOT TO THE HOUSEHOLD OF EACH**  
11 **REGISTERED VOTER IN THE SCHOOL BOARD DISTRICT WHERE THE VACANCY**  
12 **OCCURS.**

13                   **2. THE SPECIMEN BALLOT SHALL INCLUDE THE**  
14 **NAMES OF THE CANDIDATES IN THE ORDER AND FORM IN WHICH THEY ARE TO**  
15 **APPEAR ON THE BALLOT, TOGETHER WITH A STATEMENT, NOT TO EXCEED 500**  
16 **WORDS, PROVIDED BY EACH CANDIDATE.**

17                   **(V) 1. PRINCE GEORGE'S COUNTY SHALL FUND A**  
18 **SPECIAL ELECTION HELD UNDER THIS PARAGRAPH.**

19                   **2. THE BOARD OF ELECTIONS SHALL SUBMIT A**  
20 **REQUEST FOR A SUPPLEMENTAL BUDGET APPROPRIATION TO THE DIRECTOR**  
21 **OF THE OFFICE OF MANAGEMENT AND BUDGET TO COVER THE COST OF A**  
22 **SPECIAL ELECTION NO LATER THAN 60 DAYS AFTER THE ELECTION.**

23                   **(VI) A SPECIAL ELECTION UNDER THIS PARAGRAPH SHALL**  
24 **BE GOVERNED BY TITLE 8, SUBTITLE 8 OF THE ELECTION LAW ARTICLE AND**  
25 **ALL OTHER RELEVANT PROVISIONS OF LAW RELATING TO THE CONDUCT OF**  
26 **ELECTIONS EXCEPT AS OTHERWISE PROVIDED IN THIS SUBTITLE OR WHERE**  
27 **SUCH CONSTRUCTION WOULD BE UNREASONABLE.**

28                   SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland  
29 read as follows:

30                   **Article - Education**

31                   3-1002.

32                   (h) (1) With the approval of the Governor, the State Board may remove a  
33 member of the County Board for any of the following reasons:

- 1 (i) Immorality;
- 2 (ii) Misconduct in office;
- 3 (iii) Incompetency; or
- 4 (iv) Willful neglect of duty.

5 (2) Before removing a member, the State Board shall send the member  
6 a copy of the charges pending and give the member an opportunity within 10 days to  
7 request a hearing.

8 (3) If the member requests a hearing within the 10-day period:

9 (i) The State Board promptly shall hold a hearing, but a  
10 hearing may not be set within 10 days after the State Board sends the member a  
11 notice of the hearing; and

12 (ii) The member shall have an opportunity to be heard publicly  
13 before the State Board in the member's own defense, in person or by counsel.

14 (4) A member removed under this subsection has the right to [a de  
15 novo] **JUDICIAL** review of the removal by the Circuit Court for Prince George's County  
16 **BASED ON AN ADMINISTRATIVE RECORD AND SUCH ADDITIONAL EVIDENCE AS**  
17 **WOULD BE AUTHORIZED BY § 10-222(F) AND (G) OF THE STATE GOVERNMENT**  
18 **ARTICLE.**

19 (i) While serving on the County Board, a member may not be a candidate for  
20 a public office other than a position on the County Board.

21 3-1003.

22 (a) From and after December 4, 2006, at the beginning of each member's full  
23 term, the [chairman] **CHAIR** of the County Board is entitled to receive \$19,000  
24 annually as compensation and the other elected members are each entitled to receive  
25 \$18,000 annually as compensation.

26 (b) (1) After submitting vouchers under the rules and regulations adopted  
27 by the County Board, the [chairman] **CHAIR** and the other members, including the  
28 student member, are entitled to the allowances for travel and other expenses provided  
29 in the Prince George's County budget.

30 (2) A member of the County Board may not be reimbursed more than  
31 \$7,000 in travel and other expenses incurred in a single fiscal year.



1 3-1004.

2 (a) The County Board shall hold an annual meeting on the first Monday in  
3 December to elect a [chairman] **CHAIR** and vice [chairman] **CHAIR** from among its  
4 members.

5 (b) [All actions of the County Board shall be taken at a public meeting and a  
6 record of the meeting and all actions shall be made public.

7 (c) This section does not prohibit the County Board from meeting and  
8 deliberating in executive session provided that all action of the County Board, together  
9 with the individual vote of each member, is contained in a public record.

10 (d)] (1) Except as otherwise provided in paragraph (2) of this subsection,  
11 the affirmative vote of the members of the County Board for the passage of a motion  
12 by the County Board shall be:

13 (i) Six members when the student member is voting; or

14 (ii) Five members when the student member is not voting.

15 (2) [When there is one vacancy or more than one vacancy on the  
16 County Board, the affirmative vote of the members of the County Board for the  
17 passage of a motion by the Board shall be five members.] **WHEN THERE ARE TWO OR  
18 MORE VACANCIES ON THE COUNTY BOARD, THE AFFIRMATIVE VOTE OF THE  
19 MEMBERS OF THE COUNTY BOARD FOR THE PASSAGE OF A MOTION BY THE  
20 BOARD SHALL BE:**

21 (I) **FIVE MEMBERS WHEN THE STUDENT MEMBER IS  
22 VOTING; OR**

23 (II) **FOUR MEMBERS WHEN THE STUDENT MEMBER IS NOT  
24 VOTING.**

25 3-1006.

26 [(a)] In addition to the powers otherwise granted to the County Board in this  
27 article, the County Board or a designated committee of the County Board may hear an  
28 appeal from a decision of the County Superintendent that relates to the grade,  
29 transfer, tuition, or any aspect of participation in a program or activity of a specific  
30 student who is not subject to the provisions of Title 8, Subtitle 4 of this article.

31 [(b) A designated committee shall consist of at least 5 members of the Board  
32 and at least 5 members of a designated committee shall be present to constitute a  
33 quorum of the committee.]

1 [3-1008.

2 (a) There is a Chief Financial Officer in the Prince George's County public  
3 school system who shall:

4 (1) Be responsible for the day-to-day management and oversight of  
5 the fiscal affairs of the Prince George's County public school system; and

6 (2) Report directly to the County Superintendent.

7 (b) The County Superintendent shall, subject to the approval of the County  
8 Board:

9 (1) Select the Chief Financial Officer; and

10 (2) Establish the salary of the Chief Financial Officer.

11 (c) The employment contract of the Chief Financial Officer shall provide that  
12 continued employment is contingent on the effective fiscal management of the Prince  
13 George's County public schools.

14 (d) The Chief Financial Officer is not a public officer under the Constitution  
15 or the laws of the State.]

16 SECTION 3. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall  
17 take effect July 1, 2010.

18 SECTION 4. AND BE IT FURTHER ENACTED, That, except as provided in  
19 Section 3 of this Act, this Act shall take effect July 1, 2008.

Approved:

---

Governor.

---

President of the Senate.

---

Speaker of the House of Delegates.