

HOUSE BILL 1153

P1

9lr1848

By: **Delegates Montgomery, Beidle, Benson, Carr, V. Clagett, Frush, Gutierrez, Haddaway, Howard, Jameson, Kirk, Krysiak, Kullen, Lee, Levi, Love, Nathan-Pulliam, Riley, and Robinson**

Introduced and read first time: February 13, 2009

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Commission for Women – Appointment of Members**

3 FOR the purpose of altering the manner by which the members of the Maryland
4 Commission for Women are appointed; requiring the Governor to appoint a
5 certain number of the members of the Commission, subject to the advice and
6 consent of the Senate; requiring the President of the Senate and the Speaker of
7 the House of Delegates each to nominate a certain number of the members of
8 the Commission and to submit those names to the Governor; requiring the
9 Governor to appoint all of the nominees of the President and the Speaker to the
10 Commission; requiring the Governor, the President, and the Speaker to appoint
11 or nominate the members of the Commission in a certain manner; providing
12 that certain current members of the Commission who were appointed by the
13 Governor, the President, and the Speaker and whose terms expire in certain
14 years may be renominated and reappointed to one additional consecutive term
15 of office or replaced by new members in accordance with this Act; and generally
16 relating to the appointment of the members of the Maryland Commission for
17 Women.

18 BY repealing and reenacting, with amendments,
19 Article – Human Services
20 Section 2–403
21 Annotated Code of Maryland
22 (2007 Volume and 2008 Supplement)

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24 Article – Human Services
25 Section 2–404
26 Annotated Code of Maryland
27 (2007 Volume and 2008 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

Article – Human Services

2–403.

[(a) The Commission consists of:

(1) nine individuals appointed by the Governor, with the advice and consent of the Senate;

(2) eight individuals appointed by the President of the Senate of Maryland; and

(3) eight individuals appointed by the Speaker of the House of Delegates.

(b) (1) The following members shall be appointed from among applicants who have been nominated and recommended for appointment by organizations located in the State whose interests relate to the status of women:

(i) four members appointed by the Governor;

(ii) four members appointed by the President of the Senate of Maryland; and

(iii) four members appointed by the Speaker of the House of Delegates.

(2) The following members shall be appointed from applicants applying on their own behalf:

(i) five members appointed by the Governor;

(ii) four members appointed by the President of the Senate of Maryland; and

(iii) four members appointed by the Speaker of the House of Delegates.]

(A) THE COMMISSION CONSISTS OF 25 MEMBERS.

(B) SUBJECT TO SUBSECTION (C) OF THIS SECTION, OF THE 25 MEMBERS OF THE COMMISSION:

1 (1) THE GOVERNOR SHALL APPOINT NINE OF THE MEMBERS,
2 SUBJECT TO THE ADVICE AND CONSENT OF THE SENATE OF MARYLAND;

3 (2) THE PRESIDENT OF THE SENATE SHALL NOMINATE EIGHT OF
4 THE MEMBERS AND SUBMIT THEIR NAMES TO THE GOVERNOR, WHO SHALL
5 APPOINT ALL EIGHT OF THE PRESIDENT'S NOMINEES TO THE COMMISSION; AND

6 (3) THE SPEAKER OF THE HOUSE OF DELEGATES SHALL
7 NOMINATE EIGHT OF THE MEMBERS AND SUBMIT THEIR NAMES TO THE
8 GOVERNOR, WHO SHALL APPOINT ALL EIGHT OF THE SPEAKER'S NOMINEES TO
9 THE COMMISSION.

10 (c) (1) THE FOLLOWING MEMBERS SHALL BE APPOINTED FROM
11 AMONG APPLICANTS WHO HAVE BEEN NOMINATED AND RECOMMENDED FOR
12 APPOINTMENT BY ORGANIZATIONS LOCATED IN THE STATE WHOSE INTERESTS
13 RELATE TO THE STATUS OF WOMEN:

14 (I) FOUR OF THE MEMBERS APPOINTED BY THE
15 GOVERNOR;

16 (II) FOUR OF THE MEMBERS NOMINATED BY THE
17 PRESIDENT OF THE SENATE AND SUBMITTED TO THE GOVERNOR FOR
18 APPOINTMENT; AND

19 (III) FOUR OF THE MEMBERS NOMINATED BY THE SPEAKER
20 OF THE HOUSE OF DELEGATES AND SUBMITTED TO THE GOVERNOR FOR
21 APPOINTMENT.

22 (2) THE FOLLOWING MEMBERS SHALL BE APPOINTED FROM
23 APPLICANTS APPLYING ON THEIR OWN BEHALF:

24 (I) FIVE OF THE MEMBERS APPOINTED BY THE GOVERNOR;

25 (II) FOUR OF THE MEMBERS NOMINATED BY THE
26 PRESIDENT OF THE SENATE AND SUBMITTED TO THE GOVERNOR FOR
27 APPOINTMENT; AND

28 (III) FOUR OF THE MEMBERS NOMINATED BY THE SPEAKER
29 OF THE HOUSE OF DELEGATES AND SUBMITTED TO THE GOVERNOR FOR
30 APPOINTMENT.

31 [(c)] (D) To the extent practicable, in making [appointments] THE
32 NOMINATIONS under this section, the Governor, the President of the Senate, and the

1 Speaker of the House **OF DELEGATES** shall ensure geographic diversity among the
2 membership of the Commission.

3 ~~[(d)]~~ **(E)** (1) The term of a commissioner is 4 years.

4 (2) The terms of members are staggered as required by the terms
5 provided for members of the Commission on October 1, 2007.

6 (3) A commissioner may not serve more than two consecutive terms.

7 (4) At the end of a term, a commissioner continues to serve until a
8 successor is appointed and qualifies.

9 (5) A commissioner who is appointed after a term has begun serves
10 only for the rest of the term and until a successor is appointed and qualifies.

11 ~~[(e)]~~ **(F)** A commissioner who fails to attend at least 50% of the regularly
12 scheduled meetings of the Commission during any 12-month period shall be
13 considered to have resigned.

14 ~~[(f)]~~ **(G)** Commissioners are not entitled to receive compensation for their
15 services.

16 2-404.

17 (a) The Commission shall elect a chair and a vice chair from among its
18 members.

19 (b) The Commission may appoint any officers that it considers necessary.

20 SECTION 2. AND BE IT FURTHER ENACTED, That:

21 (a) the members of the Maryland Commission for Women who were
22 appointed by the Governor and whose terms end in 2009, 2010, and 2011, respectively,
23 may be:

24 (1) reappointed by the Governor, subject to the advice and consent of
25 the Senate, to one additional consecutive term of office; or

26 (2) replaced with new members appointed in accordance with the
27 provisions of Section 1 of this Act; and

28 (b) the members of the Commission who were appointed by the President of
29 the Senate and the members of the Commission who were appointed by the Speaker of
30 the House, all of whose terms end in 2009, 2010, and 2011, respectively, may be:

1 (1) renominated by the President of the Senate and the Speaker of the
2 House and, if so, the President and the Speaker shall submit their names to the
3 Governor who shall reappoint them to one additional consecutive term of office; or

4 (2) replaced with new members nominated and appointed in
5 accordance with the provisions of Section 1 of this Act.

6 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 June 1, 2009.