

SENATE BILL 463

P1

9lr2658
CF HB 485

By: **Senator Lenett**

Introduced and read first time: February 4, 2009

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Youth Advisory Council – Youth Members**

3 FOR the purpose of altering the term of a youth member of the Maryland Youth
4 Advisory Council; altering the term of a youth member who is elected cochair of
5 the Council; requiring the State Department of Education to categorize certain
6 school absences of a youth member as lawful absences under certain
7 circumstances; and generally relating to youth members on the Maryland Youth
8 Advisory Council.

9 BY repealing and reenacting, with amendments,
10 Article – State Government
11 Section 9–2701
12 Annotated Code of Maryland
13 (2004 Replacement Volume and 2008 Supplement)

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

16 **Article – State Government**

17 9–2701.

18 (a) (1) In this section the following words have the meanings indicated.

19 (2) “Council” means the Maryland Youth Advisory Council.

20 (3) “High school student” means a youth who is enrolled in high
21 school, who is a home school student, or who is enrolled in a program that leads to a
22 high school diploma or certificate of attendance or a general equivalency diploma.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (4) “Institution of postsecondary education” has the meaning stated in
2 § 10–101 of the Education Article.

3 (5) “Public senior higher education institution” has the meaning stated
4 in § 10–101 of the Education Article.

5 (6) “Youth” means an individual who is 14 to 22 years old.

6 (b) There is a Maryland Youth Advisory Council.

7 (c) The Council consists of:

8 (1) the following members appointed by the President of the Senate:

9 (i) six high school students, including at least three who are
10 students in the State and who are enrolled in public high schools;

11 (ii) two youths who are students at institutions of postsecondary
12 education located in the State; and

13 (iii) one member of the Senate;

14 (2) the following members appointed by the Speaker of the House of
15 Delegates:

16 (i) six high school students, including at least three who are
17 students in the State and who are enrolled in public high schools;

18 (ii) two youths who are students at institutions of postsecondary
19 education located in the State; and

20 (iii) one member of the House of Delegates;

21 (3) the following members appointed by the Governor:

22 (i) twelve youths, including at least ten high school students, at
23 least five of whom shall be students in the State who are enrolled in public high
24 schools; and

25 (ii) four youths who are students at institutions of
26 postsecondary education located in the State;

27 (4) the following members selected by other youths, including:

28 (i) fifteen high school students chosen by the Maryland
29 Association of Student Councils; and

1 (ii) eight youths who are students at institutions of
2 postsecondary education located in the State, including:

3 1. three members selected by the University System of
4 Maryland Student Council; and

5 2. five members selected by the Student Advisory
6 Council to the Maryland Higher Education Commission, including:

7 A. at least one member who is enrolled in a community
8 college;

9 B. at least one member who is enrolled in a private
10 college or university; and

11 C. at least one member who is enrolled in a public senior
12 higher education institution who is not otherwise represented on the Council; and

13 (5) an executive board that consists of:

14 (i) four members selected by the youth members appointed by
15 the President of the Senate and the Speaker of the House, including:

16 1. three high school students; and

17 2. one student at an institution of postsecondary
18 education;

19 (ii) four members selected by the youth members appointed by
20 the Governor, including:

21 1. three high school students; and

22 2. one student at an institution of postsecondary
23 education; and

24 (iii) four members selected by the youth members chosen by
25 other youth, including:

26 1. three high school students; and

27 2. one student at an institution of postsecondary
28 education.

29 (d) In deciding which members to appoint or select:

30 (1) the President of the Senate and the Speaker of the House shall, to
31 the extent practicable, consider:

- 1 (i) the geographic and demographic diversity of the State;
- 2 (ii) diversity in education, including nontraditional settings
3 such as vocational and tech-oriented education; and
- 4 (iii) youths with disabilities;
- 5 (2) the Governor shall, to the extent practicable, consider:
- 6 (i) the geographic and demographic diversity of the State;
- 7 (ii) diversity in education, including nontraditional settings
8 such as vocational and tech-oriented education;
- 9 (iii) youths with disabilities; and
- 10 (iv) transitional youths who are not in high school or an
11 institution of postsecondary education and not likely to attend an institution of
12 postsecondary education; and
- 13 (3) the Maryland Association of Student Councils shall consider
14 youths who are enrolled in schools represented by the Association as well as
15 applicants who are enrolled in schools that are not represented by the Association.
- 16 (e) (1) The term of a youth member of the Council is [9 months] **1 YEAR**,
17 from September 1 [to June 1] **THROUGH AUGUST 30** of the following year.
- 18 (2) A youth member who is appointed or selected after a term has
19 begun serves only for the rest of the term and until a successor is appointed or selected
20 and qualifies.
- 21 (3) A youth member may not serve more than two consecutive terms.
- 22 (4) The member from the Senate and the member from the House
23 serve, respectively, at the pleasure of the President of the Senate and the Speaker of
24 the House.
- 25 (f) (1) At the first meeting of each youth member term period, the youth
26 members shall elect one of the youth members to serve as cochair for a term of [9
27 months] **1 YEAR**.
- 28 (2) A representative of the Governor's Office for Children appointed by
29 the Governor, the member from the Senate, and the member from the House shall
30 serve as cochairs with the elected youth member cochair.
- 31 (3) The Council may appoint any officers that it considers necessary.

1 (4) The cochair appointed by the Governor shall, on behalf of the
2 Governor, the President of the Senate, and the Speaker of the House, develop an
3 initial application and application process, both of which the Council may change at its
4 discretion.

5 (g) The Governor's Office for Children, in addition to the member from the
6 Senate, or the member from the House, or both, shall provide staff support for the
7 Council.

8 (h) The Council shall:

9 (1) inform the Governor and the General Assembly of issues
10 concerning youth, including offering testimony on these issues before legislative
11 bodies;

12 (2) examine issues of importance to youth, including:

13 (i) education;

14 (ii) a safe learning environment;

15 (iii) employment opportunities;

16 (iv) strategies to increase youth participation in local and State
17 government;

18 (v) health care access and quality of care;

19 (vi) substance abuse and underage drinking;

20 (vii) emotional and physical well-being;

21 (viii) the environment;

22 (ix) poverty;

23 (x) homelessness;

24 (xi) youth access to State and local services;

25 (xii) suicide prevention; and

26 (xiii) educational accessibility issues for students with disabilities,
27 including access to:

28 1. schools;

1 2. school-related activities; and

2 3. classes;

3 (3) recommend one legislative proposal each legislative session
4 concerning an issue included in paragraph (2) of this subsection for possible
5 introduction; and

6 (4) conduct a public awareness campaign to raise awareness about the
7 Council among Maryland youth.

8 (i) (1) The Council shall work with the State Department of Education
9 regarding the granting of school credit for Council service.

10 (2) The State Department of Education and the Maryland Higher
11 Education Commission shall notify the head administrators of all State high schools
12 and of all institutions of postsecondary education, respectively, of the creation of the
13 Council so that the administrators may inform their students.

14 **(3) THE STATE DEPARTMENT OF EDUCATION SHALL ALLOW UP
15 TO FOUR ABSENCES OF A YOUTH MEMBER FROM SCHOOL PER SCHOOL YEAR TO
16 BE CATEGORIZED AS LAWFUL ABSENCES IF THE ABSENCES WERE DUE TO THE
17 BUSINESS OF THE COUNCIL.**

18 (j) (1) The Council shall set priorities and determine:

19 (i) the function of subcommittees;

20 (ii) standards of conduct;

21 (iii) procedures; and

22 (iv) the use of technology to convene or conduct meetings or
23 facilitate communications among members.

24 (2) The Council shall review and consider whether the procedures and
25 rules used by the General Assembly would be appropriate for use as models for the
26 Council.

27 (k) The Council shall:

28 (1) meet at least four times each year and conduct one or two public
29 hearings each year on issues of importance to youth;

30 (2) conduct one educational meeting concerning the legislative process,
31 to which the President of the Senate, the Speaker of the House, and the Executive

1 Director of the Department of Legislative Services, or their designees, shall be invited
2 to speak; and

3 (3) open all meetings to the public.

4 (1) A member of the Council:

5 (1) may not receive compensation as a member of the Council; but

6 (2) is entitled to reimbursement for expenses under the Standard
7 State Travel Regulations, as provided in the State budget.

8 (m) On or before the last day of the youth members' terms, the Council shall
9 report its activities to the Governor and, in accordance with § 2-1246 of this article, to
10 the General Assembly.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2009.