

SENATE BILL 590

C2

9lr2450

By: **Senators Pipkin and Della**

Introduced and read first time: February 6, 2009

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: March 25, 2009

CHAPTER _____

1 AN ACT concerning

2 **Business Regulation – State Amusement Ride Safety Advisory Board –**
3 **Membership**

4 FOR the purpose of altering the membership of the State Amusement Ride Safety
5 Advisory Board; requiring that the composition of the ~~State Amusement Ride~~
6 ~~Safety Advisory~~ Board as to the race and gender of its members reflects the
7 composition of the population of the State; prohibiting a member of the Board
8 from serving more than a certain number of consecutive terms except for certain
9 members initially appointed before a certain date; ~~prohibiting a member of the~~
10 ~~Board from serving more than a certain number of consecutive terms~~; and
11 generally relating to the membership of the State Amusement Ride Safety
12 Advisory Board.

13 BY repealing and reenacting, with amendments,
14 Article – Business Regulation
15 Section 3–304
16 Annotated Code of Maryland
17 (2004 Replacement Volume and 2008 Supplement)

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

20 **Article – Business Regulation**

21 3–304.

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 (a) (1) The Board consists of 9 members appointed by the Governor with
2 the advice and consent of the Senate.

3 (2) Of the 9 members of the Board:

4 (i) 1 shall be a mechanical engineer;

5 (ii) 1 shall represent owners of carnivals;

6 (iii) 1 shall represent the State Fair and the county fairs;

7 (IV) 1 SHALL REPRESENT THE AMUSEMENT RENTAL
8 INDUSTRY;

9 ~~(iv)~~ (V) 2 shall represent owners of amusement parks; and

10 ~~(v)~~ (VI) 4 ~~3~~ shall be consumer members.

11 (3) In choosing the members of the Board, the Governor shall make
12 every effort to ensure that each region of the State is represented.

13 (4) **THE COMPOSITION OF THE BOARD AS TO THE RACE AND**
14 **GENDER OF ITS MEMBERS SHALL REFLECT THE COMPOSITION OF THE**
15 **POPULATION OF THE STATE.**

16 (b) Each consumer member of the Board shall be a member of the general
17 public.

18 (c) (1) The term of a member is 4 years and begins on July 1.

19 (2) The terms of members are staggered as required by the terms
20 provided for members of the Board on October 1, 1992.

21 (3) At the end of a term, a member continues to serve until a successor
22 is appointed and qualifies.

23 (4) A member who is appointed after a term has begun serves only for
24 the rest of the term and until a successor is appointed and qualifies.

25 ~~(5) A MEMBER MAY NOT SERVE MORE THAN TWO CONSECUTIVE~~
26 ~~TERMS.~~

27 (5) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS
28 PARAGRAPH, A MEMBER MAY NOT SERVE MORE THAN TWO CONSECUTIVE
29 TERMS.

1 **(II) SUBPARAGRAPH (I) OF THIS PARAGRAPH DOES NOT**
2 **APPLY TO ANY MEMBER OF THE BOARD INITIALLY APPOINTED BY THE**
3 **GOVERNOR BEFORE OCTOBER 1, 2009.**

4 (d) The Governor may remove a member for incompetence or misconduct.

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.