

SENATE BILL 78

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11r0789
CF 11r1346

By: **Senator Simonaire**

Introduced and read first time: January 20, 2011

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Anne Arundel County Board of Education – Member Reappointment and**
3 **Terms**

4 FOR the purpose of providing that a member of the Anne Arundel County Board of
5 Education is eligible for reappointment under certain circumstances;
6 prohibiting an individual from serving as a board member for more than a
7 certain number of consecutive terms; making certain conforming changes; and
8 generally relating to the reappointment and terms of the members of the Anne
9 Arundel County Board of Education.

10 BY repealing and reenacting, with amendments,
11 Article – Education
12 Section 3–110
13 Annotated Code of Maryland
14 (2008 Replacement Volume and 2010 Supplement)

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

17 **Article – Education**

18 3–110.

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

21 (i) 3 from the county at large;

22 (ii) 1 each from legislative districts 30, 31, 32, 33, and that
23 portion of legislative district 21 that lies within Anne Arundel County; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (iii) 1 student member.

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

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

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

11 (iii) The Commission shall hold at least two public hearings on
12 the selection of nominees before recommending to the Governor nominees for
13 appointment to the county board.

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

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

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

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

21 1. The Teachers Association of Anne Arundel County;

22 2. The Annapolis and Anne Arundel County Chamber of
23 Commerce;

24 3. The Anne Arundel County Council of Parent Teacher
25 Associations;

26 4. The Anne Arundel County Community College Board
27 of Trustees; and

28 5. The Association of Educational Leaders (AEL).

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

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

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

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

4 (4) The Department of Legislative Services shall provide staff for the
5 Commission.

6 (5) Beginning January 1, 2008, for each nomination to the county
7 board, the Commission shall submit to the Governor a list of nominees that contains:

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

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

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

15 (2) (I) **[A] UNLESS OTHERWISE DISQUALIFIED UNDER THIS**
16 **SECTION, A member of the county board [may serve for a second consecutive term**
17 **subject to the approval of or rejection by the registered voters of the county at the next**
18 **general election] IS ELIGIBLE FOR REAPPOINTMENT IN ACCORDANCE WITH THE**
19 **PROVISIONS OF THIS SECTION.**

20 (II) **AN INDIVIDUAL MAY NOT SERVE FOR MORE THAN TWO**
21 **CONSECUTIVE TERMS.**

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

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

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

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

32 (ii) The member serves until a successor is appointed and
33 qualifies.

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

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

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

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

7 2. Continue to serve after graduation and until a
8 successor is appointed and qualifies.

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

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

13 (ii) By utilizing the same method that it used to select the
14 previous student member of the board, select another student member to fill the
15 vacancy.

16 (e) A board member who does not maintain the residency qualification shall
17 be replaced as a member.

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

21 (g) (1) The President of the Anne Arundel County Board of Education is
22 entitled to receive \$8,000 annually as compensation and, except for the student
23 member, the other board members are entitled to receive \$6,000 each annually as
24 compensation.

25 (2) A student member who completes a full term on the board shall be
26 granted a scholarship of \$6,000 to be applied toward the student's higher education
27 costs.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 July 1, 2011.