

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 816
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “- Voting Rights”; strike beginning with “making” in line 5 down through “change” in line 6 and substitute “providing that certain provisions of law relating to the payment of certain expenses for members of the Harford County Board of Education do not apply to the student member of the Board; making certain clarifying changes; altering a certain definition”; in line 7, after “rights” insert “and expense allowance”; in line 10, strike “3-6A-01(b)” and substitute “3-6A-01, 3-6A-02, and 3-6A-04”; and strike in their entirety lines 13 through 17, inclusive.

AMENDMENT NO. 2

On page 1, after line 21, insert:

“(a) (1) In this subtitle, “elected member” means a voting member elected under subsection (d) or (e) of this section or a member appointed to an elected position on the Harford County Board of Education under subsection (e)(2) of this section.

(2) “Elected member” does not include a:

(i) County superintendent of schools serving as an ex officio member of the county board; or

(ii) [Nonvoting student] STUDENT member selected under subsection (f) of this section.”.

AMENDMENT NO. 3

On page 2, after line 4, insert:

(Over)

“(c) (1) (i) A member from a councilmanic district shall be a resident of that district.

(ii) A member from a councilmanic district who no longer resides in that district may not continue as a member of the county board.

(2) A member of the county board shall be a registered voter of the county for at least 3 years prior to the date of the beginning of the term of office of the member.

(d) (1) Of the nine voting members of the county board **ELECTED OR APPOINTED UNDER THIS SUBSECTION:**

(i) One member shall be elected from each of the six councilmanic districts only by the voters of that councilmanic district; and

(ii) Three members shall be appointed by the Governor.

(2) The elected members shall be elected at a general election as required by subsection (e) of this section.

(3) The appointed members shall be appointed, when appropriate, within 90 days of the general election.

(e) (1) Except for the [nonvoting members] **EX OFFICIO MEMBER AND THE STUDENT MEMBER**, a member serves for a term of 4 years beginning July 1 after the election or appointment of the member and until a successor is elected or appointed and qualifies.

(2) (i) Unless otherwise disqualified under this section, a member of the county board is eligible for reelection or reappointment.

(ii) A voting ELECTED member OR AN APPOINTED MEMBER may not serve for more than two consecutive terms as a voting member.

(3) The Harford County Board of Elections may adopt regulations to implement this subsection.

(f) (1) The Harford County Council shall appoint a qualified individual to fill any vacancy of an elected member on the county board for the remainder of the term and until a successor is elected and qualifies.

(2) The Governor shall appoint a qualified individual to fill any vacancy of an appointed member of the county board for the remainder of the term and until a successor is appointed and qualifies.

(g) (1) The [nonvoting] student member of the county board shall be elected by the high school students of the county in accordance with procedures established by the Harford County public school system.

(2) The student member shall:

(i) Be an eleventh or twelfth grade student, in good standing, and regularly enrolled in the Harford County public school system;

(ii) Be a student government association representative at the student's high school;

(iii) Serve for 1 year beginning on July 1 after the election of the member;

(iv) [Be a nonvoting] EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (3) OF THIS SECTION, BE A VOTING member; and

(Over)

(v) Advise the county board on the thoughts and feelings of students in the Harford County public schools.

(3) (I) EXCEPT AS OTHERWISE PROVIDED IN SUBPARAGRAPH (III) OF THIS PARAGRAPH, THE STUDENT MEMBER OF THE COUNTY BOARD HAS THE SAME RIGHTS AND PRIVILEGES AS A MEMBER APPOINTED OR ELECTED UNDER SUBSECTION (D) OF THIS SECTION.

(II) Unless invited to attend by an affirmative vote of a majority of the county board, the student member may not attend an executive session of the county board ADDRESSING A MATTER ON WHICH A STUDENT MEMBER IS PROHIBITED FROM VOTING ON UNDER SUBPARAGRAPH (III) OF THIS SUBSECTION.

AMENDMENT NO. 4

On page 2, strike in their entirety lines 5 through 12, inclusive; in line 13, strike “(2)” and substitute “(III)”; and in lines 15, 17, 20, 22, 23, 24, 26, and 28, strike “(I)”, “(II)”, “(III)”, “(IV)”, “(V)”, “(VI)”, “(VII)”, and “(VIII)”, respectively, and substitute “1.”, “2.”, “3.”, “4.”, “5.”, “6.”, “7.”, and “8.”, respectively.

On page 3, in lines 1, 3, 5, 7, 9, 11, and 13, strike “(IX)”, “(X)”, “(XI)”, “(XII)”, “(XIII)”, “(XIV)”, and “(XV)”, respectively, and substitute “9.”, “10.”, “11.”, “12.”, “13.”, “14.”, and “15.”, respectively; and after line 13, insert:

“3-6A-02.

(a) [The] EXCEPT FOR THE STUDENT MEMBER, THE State Board may remove a voting member of the county board for:

(1) Immorality;

(2) Misconduct in office;

(3) Incompetency;

(4) Willful neglect of duty; or

(5) Failure to attend, without good cause, at least 75% of the scheduled meetings of the county board in any 1 calendar year.

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

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

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

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

(d) A member removed under this section has the right to a de novo review of the removal by the Circuit Court for Harford County.

3-6A-04.

(a) Each NONSTUDENT member of the Harford County Board is entitled to receive \$3,600 annually for travel and other expenses related to the performance of duties as a member of the board.

(Over)

(b) Payments to a NONSTUDENT member for the expenses described in subsection (a) of this section shall be paid in 12 equal monthly installments.

(c) Subject to the approval of the board, a NONSTUDENT member may be reimbursed for additional travel and other expenses.”.