

## Chapter 215

(House Bill 149)

AN ACT concerning

### **Council for the Procurement of Health, Educational, and Social Services – Term Limits**

FOR the purpose of establishing the terms of certain members of the Council for the Procurement of Health, Educational, and Social Services who are appointed by the Governor; prohibiting certain members from serving more than a certain number of consecutive terms, subject to a certain exception; authorizing the Governor to remove certain members under certain circumstances; requiring certain terms to expire in certain years; and generally relating to the Council for the Procurement of Health, Educational, and Social Services and term limits.

BY repealing and reenacting, without amendments,  
Article – State Finance and Procurement  
Section 12–110(b) and (c)(1)(xiii)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2013 Supplement)

BY adding to  
Article – State Finance and Procurement  
Section 12–110(c)(3)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2013 Supplement)

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

#### **Article – State Finance and Procurement**

12–110.

(b) There is a Council for the Procurement of Health, Educational, and Social Services.

(c) (1) The Council consists of the following members:

(xiii) four representatives of private organizations with experience providing human services funded by contracts through State units, appointed by the Governor;

**(3) (I) THIS PARAGRAPH APPLIES TO MEMBERS OF THE COUNCIL APPOINTED UNDER PARAGRAPH (1)(XIII) OF THIS SUBSECTION.**

**(II) ON OR AFTER JULY 1, 2014, THE TERM OF A MEMBER IS 4 YEARS.**

**(III) THE TERMS OF MEMBERS ARE STAGGERED AS REQUIRED BY THE TERMS PROVIDED FOR MEMBERS OF THE COUNCIL ON JULY 1, 2014.**

**(IV) AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.**

**(V) A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN SERVES ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.**

**(VI) A MEMBER MAY NOT SERVE MORE THAN TWO CONSECUTIVE TERMS, EXCEPT THAT A MEMBER APPOINTED BEFORE JULY 1, 2014, MAY SERVE ONE ADDITIONAL 4-YEAR TERM WHEN THE MEMBER'S CURRENT TERM EXPIRES.**

**(VII) THE GOVERNOR MAY REMOVE A MEMBER FOR NEGLECT OF DUTY, INCOMPETENCE, OR MISCONDUCT.**

SECTION 2. AND BE IT FURTHER ENACTED, That the terms of the members of the Council for the Procurement of Health, Educational, and Social Services who were appointed by the Governor, as required by § 12-110(c)(1)(xiii) of the State Finance and Procurement Article, in 2012 shall expire as follows:

- (1) two members in 2014; and
- (2) two members in 2016.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2014.

**Approved by the Governor, April 14, 2014.**