

SENATE BILL 290

F3, G1
SB 10/13 – EHE

4r1497
CF HB 384

By: **Senators Brochin, Getty, ~~and Jennings~~ Jennings, and Zirkin**

Introduced and read first time: January 17, 2014

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: March 12, 2014

CHAPTER _____

1 AN ACT concerning

2 **Baltimore County – Board of Education – Selection of Members**

3 FOR the purpose of establishing a procedure for the election and appointment of
4 certain members of the Baltimore County Board of Education; repealing certain
5 provisions governing the appointment of all members of the county board;
6 establishing the composition of the county board; providing for the
7 qualifications, terms of office, and the filling of a vacancy of certain members of
8 the county board; requiring the elected members of the county board to reside
9 in, be a registered voter in, and be elected from certain districts; specifying that
10 a member may not be elected or appointed to serve for more than a certain
11 number of consecutive terms; establishing the Baltimore County School Board
12 Nominating Commission; providing for the membership, duties, terms, and
13 staffing of the Commission; requiring the Governor to designate a chair of the
14 Commission; requiring the Governor to make appointments to the Baltimore
15 County Board of Education from a list of nominees submitted to the Governor
16 by the Commission; providing for a student member of the county board;
17 providing for the term and duties of the student member; providing for the
18 removal of, and hearings and appeal procedures for, certain members of the
19 county board; providing for the election of the chair and vice chair of the county
20 board; providing for the compensation of the members of the county board;
21 providing for the termination of the terms of the appointed members of the
22 county board; making certain conforming nomenclature changes; and generally
23 relating to the election and appointment of members of the Baltimore County
24 Board of Education.

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 BY repealing and reenacting, with amendments,
2 Article – Education
3 Section 3–109 and 3–114
4 Annotated Code of Maryland
5 (2008 Replacement Volume and 2013 Supplement)

6 BY adding to
7 Article – Education
8 Section 3–2A–01 through ~~3–2A–08~~ 3–2A–09 to be under the new subtitle
9 “Subtitle 2A. Baltimore County”
10 Annotated Code of Maryland
11 (2008 Replacement Volume and 2013 Supplement)

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

14 **Article – Education**

15 3–114.

16 (a) In the following counties, the members of the county board shall be
17 elected:

- 18 (1) Allegany;
- 19 (2) Calvert;
- 20 (3) Carroll;
- 21 (4) Cecil;
- 22 (5) Charles;
- 23 (6) Dorchester;
- 24 (7) Frederick;
- 25 (8) Garrett;
- 26 (9) Howard;
- 27 (10) Kent;
- 28 (11) Montgomery;
- 29 (12) Queen Anne’s;

- 1 (13) St. Mary's;
- 2 (14) Somerset;
- 3 (15) Talbot;
- 4 (16) Washington; and
- 5 (17) Worcester.

6 **(B) IN BALTIMORE COUNTY, IN ACCORDANCE WITH SUBTITLE 2A OF**
7 **THIS TITLE, THE MEMBERS OF THE COUNTY BOARD SHALL BE A COMBINATION**
8 **OF MEMBERS WHO ARE ELECTED AND APPOINTED.**

9 **[(b)] (C)** In Caroline County, in accordance with Subtitle 3A of this title, the
10 members of the county board shall be a combination of members who are elected and
11 appointed.

12 **[(c)] (D)** In Harford County, in accordance with Subtitle 6A of this title, the
13 members of the county board shall be a combination of members who are elected and
14 appointed.

15 **[(d)] (E)** In Prince George's County, in accordance with Subtitle 10 of this
16 title, the members of the county board shall be a combination of members who are
17 elected and appointed.

18 **[(e)] (F)** An individual subject to the authority of the county board may not
19 serve as a member of the county board. At the time of filing a certificate of candidacy
20 for election to a county board, a person shall certify to the local board of supervisors of
21 elections whether or not he is subject to the authority of the county board. The
22 Governor shall not issue a commission of election to a person who has certified
23 affirmatively and who is elected to a county board until the member-elect offers proof
24 that he is no longer subject to the authority of the county board.

25 **[(f)] (G)** The election of the county boards shall be held as provided in
26 Subtitles 2 through 14 of this title and the Election Law Article.

27 **SUBTITLE 2A. BALTIMORE COUNTY.**

28 **3-2A-01.**

29 **(A) THE BALTIMORE COUNTY BOARD OF EDUCATION CONSISTS OF:**

30 **(1) SEVEN NONPARTISAN ELECTED MEMBERS;**

31 **(2) FOUR APPOINTED MEMBERS; AND**

1 **(3) ONE STUDENT MEMBER.**

2 **(B) (1) OF THE ~~ELEVEN~~ 11 ELECTED AND APPOINTED MEMBERS OF**
3 **THE COUNTY BOARD:**

4 **(I) ONE MEMBER SHALL BE ELECTED FROM EACH OF THE**
5 **SEVEN COUNCILMANIC DISTRICTS IN THE COUNTY, ESTABLISHED BY THE**
6 **COUNTY COUNCIL OF BALTIMORE COUNTY, BY THE VOTERS OF THAT DISTRICT;**
7 **AND**

8 **(II) FOUR MEMBERS SHALL BE APPOINTED BY THE**
9 **GOVERNOR FROM THE COUNTY AT LARGE.**

10 **(2) (I) THE SEVEN ELECTED MEMBERS SHALL BE ELECTED AT**
11 **A GENERAL ELECTION IN ACCORDANCE WITH § 3-2A-02 OF THIS SUBTITLE.**

12 **(II) THE FOUR APPOINTED MEMBERS SHALL BE APPOINTED**
13 **BY THE GOVERNOR FROM A LIST OF NOMINEES SUBMITTED BY THE BALTIMORE**
14 **COUNTY SCHOOL BOARD NOMINATING COMMISSION AS PROVIDED IN §**
15 **3-2A-03 OF THIS SUBTITLE:**

16 **1. ON THE EXPIRATION OF THE TERM OF AN**
17 **INCUMBENT APPOINTED MEMBER WITHIN 30 DAYS AFTER THE GENERAL**
18 **ELECTION; OR**

19 **2. WITHIN THE 30-DAY PERIOD OTHERWISE**
20 **REQUIRED UNDER THIS SUBTITLE.**

21 **(3) (I) A MEMBER FROM A SCHOOL BOARD DISTRICT SHALL BE**
22 **AT LEAST 21 YEARS OLD, A RESIDENT OF THAT DISTRICT FOR AT LEAST 2 YEARS,**
23 **AND A REGISTERED VOTER OF THE COUNTY BEFORE THE ELECTION.**

24 **(II) A MEMBER FROM A DISTRICT WHO DOES NOT MAINTAIN**
25 **RESIDENCY IN THAT DISTRICT MAY NOT CONTINUE AS A MEMBER OF THE**
26 **COUNTY BOARD AND THE OFFICE SHALL BE DEEMED VACANT.**

27 **(III) IF THE BOUNDARY LINE OF A DISTRICT IS CHANGED,**
28 **THE TERM OF AN INCUMBENT MEMBER OF THE COUNTY BOARD WHO NO**
29 **LONGER RESIDES IN THE DISTRICT BECAUSE OF THE CHANGE IS NOT AFFECTED**
30 **DURING THIS TERM.**

31 **(4) (I) A MEMBER MAY NOT BE ELECTED OR APPOINTED TO**
32 **SERVE ON THE COUNTY BOARD FOR MORE THAN THREE CONSECUTIVE TERMS.**

1 (II) A MEMBER WHO HAS SERVED THREE CONSECUTIVE
2 4-YEAR TERMS MAY NOT BE ELECTED OR APPOINTED TO THE COUNTY BOARD
3 UNTIL AT LEAST 4 YEARS HAVE ELAPSED SINCE THE END OF THE MEMBER'S
4 LAST TERM ON THE COUNTY BOARD.

5 **3-2A-02.**

6 (A) AT THE GENERAL ELECTION FOR THE ELECTED MEMBERS OF THE
7 COUNTY BOARD, THE BALLOT SHALL PROVIDE THE VOTERS OF THAT SCHOOL
8 BOARD DISTRICT WITH THE CHOICE TO CAST A VOTE "FOR" A CANDIDATE FOR
9 ELECTION FROM THAT DISTRICT ONLY.

10 (B) AFTER THE ELECTION RESULTS ARE CERTIFIED, THE STATE BOARD
11 SHALL DECLARE FOR EACH DISTRICT WHETHER A CANDIDATE HAS BEEN
12 ELECTED.

13 (C) IN ANY ELECTION, IF NO CANDIDATE FILES A CERTIFICATE OF
14 CANDIDACY FOR THE OFFICE OR IF NO INDIVIDUAL OTHERWISE QUALIFIES TO
15 HAVE THE INDIVIDUAL'S NAME PLACED ON THE BALLOT, THE GOVERNOR SHALL
16 APPOINT A MEMBER FROM A LIST OF NOMINEES SUBMITTED BY THE
17 BALTIMORE COUNTY SCHOOL BOARD NOMINATING COMMISSION TO FILL THAT
18 VACANCY NO LATER THAN 30 DAYS AFTER THE GENERAL ELECTION.

19 **3-2A-03.**

20 (A) (1) THERE IS A BALTIMORE COUNTY SCHOOL BOARD
21 NOMINATING COMMISSION.

22 (2) THE PURPOSE OF THE COMMISSION IS TO SELECT NOMINEES
23 TO BE RECOMMENDED TO THE GOVERNOR AS QUALIFIED CANDIDATES FOR
24 APPOINTMENT TO THE BALTIMORE COUNTY BOARD OF EDUCATION.

25 (3) THE COMMISSION SHALL HOLD AT LEAST TWO PUBLIC
26 HEARINGS ON THE SELECTION OF NOMINEES BEFORE RECOMMENDING TO THE
27 GOVERNOR NOMINEES FOR APPOINTMENT TO THE COUNTY BOARD.

28 (B) (1) THE COMMISSION CONSISTS OF 19 MEMBERS WHO SHALL BE
29 APPOINTED IN ACCORDANCE WITH THIS SUBSECTION.

30 (2) THE COMMISSION SHALL REFLECT THE RICH CULTURAL,
31 GEOGRAPHIC, ETHNIC, AND RACIAL DIVERSITY OF BALTIMORE COUNTY.

1 **(3) THE GOVERNOR, IN CONSULTATION WITH THE COUNTY**
2 **EXECUTIVE OF BALTIMORE COUNTY, SHALL APPOINT EIGHT MEMBERS, ONE**
3 **FROM EACH LEGISLATIVE DISTRICT THAT LIES IN WHOLE OR IN PART IN**
4 **BALTIMORE COUNTY.**

5 **(4) THE COUNTY EXECUTIVE OF BALTIMORE COUNTY SHALL**
6 **APPOINT ONE MEMBER FROM THE COUNTY AT LARGE.**

7 **(5) THE FOLLOWING ORGANIZATIONS EACH SHALL APPOINT ONE**
8 **MEMBER:**

9 **(I) THE TEACHERS ASSOCIATION OF BALTIMORE COUNTY;**

10 **(II) THE BALTIMORE COUNTY CHAMBER OF COMMERCE;**

11 **(III) THE BALTIMORE COUNTY PARENT TEACHER**
12 **ASSOCIATION COUNCIL;**

13 **(IV) TOWSON UNIVERSITY;**

14 **(V) THE LEAGUE OF WOMEN VOTERS OF BALTIMORE**
15 **COUNTY;**

16 **(VI) THE BALTIMORE COUNTY BRANCH OF THE NATIONAL**
17 **ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE;**

18 **(VII) THE BALTIMORE COUNTY PUBLIC SCHOOLS' SPECIAL**
19 **EDUCATION CITIZENS' ADVISORY COMMITTEE;**

20 **(VIII) THE BALTIMORE COUNTY STUDENT COUNCILS;**

21 **(IX) THE COUNCIL OF ADMINISTRATIVE AND SUPERVISORY**
22 **EMPLOYEES; AND**

23 **(X) THE EDUCATION SUPPORT PERSONNEL OF BALTIMORE**
24 **COUNTY.**

25 **(C) (1) THE GOVERNOR SHALL DESIGNATE AS CHAIR OF THE**
26 **COMMISSION ONE OF THE EIGHT MEMBERS APPOINTED BY THE GOVERNOR**
27 **UNDER SUBSECTION (B)(3) OF THIS SECTION.**

28 **(2) THE TERM OF THE CHAIR OF THE COMMISSION IS 4 YEARS.**

1 **(3) THE GOVERNOR MAY REAPPOINT THE CHAIR OF THE**
2 **COMMISSION FOR A SECOND TERM.**

3 **(4) THE TERM OF A MEMBER OF THE COMMISSION IS 4 YEARS.**

4 **(D) THE BALTIMORE COUNTY PUBLIC SCHOOLS SHALL PROVIDE STAFF**
5 **FOR THE COMMISSION.**

6 **(E) BEGINNING OCTOBER 1, 2018, FOR EACH NOMINATION FOR A**
7 **VACANCY ON THE COUNTY BOARD, THE COMMISSION SHALL SUBMIT TO THE**
8 **GOVERNOR A LIST OF NOMINEES THAT CONTAINS:**

9 **(1) AT LEAST TWO NAMES FOR EACH VACANCY; OR**

10 **(2) IF THERE ARE FEWER THAN TWO APPLICANTS FOR A**
11 **VACANCY, THE NUMBER OF NAMES THAT IS EQUAL TO THE NUMBER OF**
12 **APPLICANTS FOR THE VACANCY.**

13 **(F) (1) ABSENT AN EXTRAORDINARY CIRCUMSTANCE, THE**
14 **GOVERNOR SHALL APPOINT A MEMBER TO THE COUNTY BOARD FROM THE LIST**
15 **PROVIDED BY THE COMMISSION.**

16 **(2) IF THE GOVERNOR ELECTS NOT TO APPOINT A MEMBER FROM**
17 **A LIST SUBMITTED BY THE COMMISSION, THE GOVERNOR SHALL RETURN THE**
18 **LIST TO THE COMMISSION AND REQUEST THAT THE COMMISSION SUBMIT THE**
19 **NAMES OF ADDITIONAL QUALIFIED CANDIDATES.**

20 **3-2A-04.**

21 **(A) EXCEPT FOR THE STUDENT MEMBER, A MEMBER SERVES FOR A**
22 **TERM OF 4 YEARS BEGINNING ON THE FIRST MONDAY IN DECEMBER AFTER**
23 **THE MEMBER'S ELECTION OR APPOINTMENT AND UNTIL A SUCCESSOR IS**
24 **ELECTED OR APPOINTED AND QUALIFIES.**

25 **(B) (1) AN INDIVIDUAL WHO TAKES OFFICE TO FILL A VACANCY FOR**
26 **AN ELECTED OR APPOINTED MEMBER SERVES FOR THE REMAINDER OF THE**
27 **TERM FOR WHICH THE APPOINTMENT WAS MADE AND UNTIL A SUCCESSOR IS**
28 **ELECTED OR APPOINTED AND QUALIFIES.**

29 **(2) THE GOVERNOR SHALL ACT WITHIN 30 DAYS TO MAKE ANY**
30 **APPOINTMENT TO THE COUNTY BOARD.**

31 **~~3-2A-04,~~ 3-2A-05.**

1 **(A) THE STUDENT MEMBER SHALL:**

2 **(1) BE AN 11TH OR A 12TH GRADE STUDENT IN THE BALTIMORE**
3 **COUNTY PUBLIC SCHOOL SYSTEM;**

4 **(2) SERVE FOR 1 YEAR; AND**

5 **(3) ADVISE THE COUNTY BOARD ON THE THOUGHTS AND**
6 **FEELINGS OF STUDENTS.**

7 **(B) UNLESS INVITED TO ATTEND BY AN AFFIRMATIVE VOTE OF A**
8 **MAJORITY OF THE COUNTY BOARD, THE STUDENT MEMBER MAY NOT ATTEND AN**
9 **EXECUTIVE SESSION THAT RELATES TO:**

10 **(1) HEARINGS ON APPEALS OF SPECIAL EDUCATION**
11 **PLACEMENTS;**

12 **(2) HEARINGS HELD UNDER § 6-202(A) OF THIS ARTICLE; OR**

13 **(3) COLLECTIVE BARGAINING.**

14 **(C) SUBJECT TO SUBSECTION (D) OF THIS SECTION, THE STUDENT**
15 **MEMBER MAY VOTE ON ALL MATTERS EXCEPT THOSE RELATING TO:**

16 **(1) § 6-202(A) OF THIS ARTICLE;**

17 **(2) COLLECTIVE BARGAINING;**

18 **(3) CAPITAL AND OPERATING BUDGETS; AND**

19 **(4) SCHOOL CLOSINGS, REOPENINGS, AND BOUNDARIES.**

20 **(D) ON A MAJORITY VOTE OF THE NONSTUDENT MEMBERS, THE**
21 **COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A**
22 **MATTER UNDER CONSIDERATION IS COVERED BY THE EXCLUSIONARY**
23 **PROVISIONS LISTED IN SUBSECTION (C) OF THIS SECTION.**

24 ~~**3-2A-05. 3-2A-06.**~~

25 **(A) (1) EACH NONSTUDENT MEMBER OF THE COUNTY BOARD IS**
26 **ENTITLED TO RECEIVE \$100 ANNUALLY AS COMPENSATION.**

27 **(2) A STUDENT MEMBER WHO COMPLETES A FULL TERM ON THE**
28 **COUNTY BOARD SHALL BE GRANTED A SCHOLARSHIP OF \$100 TO BE APPLIED**
29 **TOWARD THE STUDENT'S HIGHER EDUCATION COSTS.**

1 **(B) AFTER SUBMITTING VOUCHERS UNDER THE REGULATIONS**
2 **ADOPTED BY THE COUNTY BOARD, A MEMBER IS ENTITLED TO THE**
3 **ALLOWANCES FOR TRAVEL AND OTHER EXPENSES PROVIDED FOR IN THE**
4 **BALTIMORE COUNTY BUDGET.**

5 ~~3-2A-06.~~ 3-2A-07.

6 **A NONSTUDENT MEMBER OF THE COUNTY BOARD MAY NOT:**

7 **(1) BE A CANDIDATE FOR OR HOLD ELECTED OR APPOINTED**
8 **OFFICE FOR:**

9 **(I) A POLITICAL PARTY; OR**

10 **(II) THE LOCAL, STATE, OR FEDERAL GOVERNMENT; OR**

11 **(2) BE A CURRENT EMPLOYEE OF THE BALTIMORE COUNTY**
12 **PUBLIC SCHOOL SYSTEM.**

13 ~~3-2A-07.~~ 3-2A-08.

14 **(A) THE STATE BOARD MAY REMOVE AN ELECTED OR APPOINTED**
15 **MEMBER OF THE COUNTY BOARD OR A MEMBER APPOINTED BY THE GOVERNOR**
16 **TO FILL A VACANCY IN OFFICE FOR AN ELECTED OR APPOINTED MEMBER FOR**
17 **ANY OF THE FOLLOWING REASONS:**

18 **(1) IMMORALITY;**

19 **(2) MISCONDUCT IN OFFICE;**

20 **(3) INCOMPETENCY;**

21 **(4) WILLFUL NEGLECT OF DUTY; OR**

22 **(5) FAILURE TO ATTEND, WITHOUT GOOD CAUSE, AT LEAST 75%**
23 **OF THE SCHEDULED MEETINGS OF THE COUNTY BOARD IN ANY 1 CALENDAR**
24 **YEAR.**

25 **(B) BEFORE REMOVING A MEMBER, THE STATE BOARD SHALL SEND**
26 **THE MEMBER A COPY OF THE CHARGES AGAINST THE MEMBER AND GIVE THE**
27 **MEMBER AN OPPORTUNITY TO REQUEST A HEARING WITHIN 10 DAYS.**

28 **(C) IF THE MEMBER REQUESTS A HEARING WITHIN THE 10-DAY**
29 **PERIOD:**

1 **(1) THE STATE BOARD PROMPTLY SHALL HOLD A HEARING, BUT**
 2 **A HEARING MAY NOT BE SET WITHIN 10 DAYS AFTER THE STATE BOARD SENDS**
 3 **THE MEMBER A NOTICE OF THE HEARING; AND**

4 **(2) THE MEMBER SHALL HAVE AN OPPORTUNITY TO BE HEARD**
 5 **PUBLICLY BEFORE THE STATE BOARD IN THE MEMBER'S OWN DEFENSE IN**
 6 **PERSON OR BY COUNSEL.**

7 **(D) A MEMBER REMOVED UNDER THIS SECTION HAS THE RIGHT TO A DE**
 8 **NOVO REVIEW OF THE REMOVAL BY THE CIRCUIT COURT FOR BALTIMORE**
 9 **COUNTY.**

10 ~~3-2A-08.~~ 3-2A-09.

11 **AT THE FIRST MEETING OF THE COUNTY BOARD IN DECEMBER OF EACH**
 12 **YEAR, THE COUNTY BOARD SHALL ELECT A CHAIR AND VICE CHAIR FROM**
 13 **AMONG THE MEMBERS.**

14 [3-109.] ~~3-2A-09.~~ 3-2A-10.

15 **[(a) The Baltimore County Board consists of 12 members who shall be**
 16 **appointed as follows:**

17 (1) Four from the county at large;

18 (2) One from each of the seven councilmanic districts in Baltimore
 19 County; and

20 (3) One student member from the county at large.

21 (b) (1) The student member shall:

22 (i) Be an eleventh or twelfth grade student in the Baltimore
 23 County public school system;

24 (ii) Serve for 1 year; and

25 (iii) Advise the board on the thoughts and feelings of students.

26 (2) Unless invited to attend by an affirmative vote of a majority of the
 27 county board, the student member may not attend an executive session that relates to:

28 (i) Hearings on appeals of special education placements;

29 (ii) Hearings held under § 6-202(a) of this article; or

1 (iii) Collective bargaining.

2 (3) As provided in paragraph (4) of this subsection, the student
3 member may vote on all matters except those relating to:

4 (i) § 6–202(a) of this article;

5 (ii) Collective bargaining;

6 (iii) Capital and operating budgets; and

7 (iv) School closings, reopenings, and boundaries.

8 (4) On a majority vote of the nonstudent members, the board may
9 determine, on a case–by–case basis, whether a matter under consideration is covered
10 by the exclusionary provisions listed in paragraph (3) of this subsection.

11 (c) A board member who does not maintain his residential qualification shall
12 be replaced as a member.

13 (d) If the boundary line of a councilmanic district is changed, the term of an
14 incumbent member of the county board who no longer resides in the councilmanic
15 district because of the change is not affected during this term.】

16 **[(e)] (A)** There is a School Shared Space Council in Baltimore County
17 consisting of 12 employees of the county appointed by the County Executive for a term
18 coterminous with that of the **COUNTY** board as follows:

19 (1) Two from the staff of the county board **[of education]**;

20 (2) Two from the County Executive’s administrative staff, one of whom
21 shall be the Director of Central Services;

22 (3) One from the Department of Social Services;

23 (4) One from the Department of Recreation and Parks;

24 (5) One from the Department of Aging;

25 (6) One from the Health Department;

26 (7) One from the county community colleges, subject to the following
27 conditions:

28 (i) Representation shall be determined on a rotating basis by
29 alphabetical order by community college name; and

1 (ii) Each such member shall serve for 1 year;

2 (8) One from the Department of Juvenile Services;

3 (9) One from the county public libraries; and

4 (10) One from the Department of Planning.

5 [(f)] (B) A county employee Council member who does not maintain his
6 employment in the county shall be replaced.

7 [(g)] (C) In addition to the county employee members, there shall be eight
8 county citizens selected as members of the Council as follows and with the following
9 duties:

10 (1) The county citizen members shall be selected by the County
11 Executive. One member shall be selected from each legislative district of Baltimore
12 County with the approval of the State Senator from that district. Each legislative
13 district representative shall reside in that district;

14 (2) [The initial members selected to represent legislative districts 5, 7,
15 9, and 11 shall each serve for a 2-year term beginning June 1, 1979, and ending May
16 31, 1981. Thereafter all members shall be selected to serve 2-year terms. The initial
17 members selected to represent legislative districts 8, 10, 12, and 13 shall each serve
18 for a 1-year term beginning June 1, 1979, and ending May 31, 1980, and thereafter all
19 members shall be selected for 2-year terms] **EACH MEMBER SHALL BE SELECTED
20 TO SERVE A 2-YEAR TERM;**

21 (3) A citizen member shall be entitled to attend and vote at a Council
22 session where an issue before the Council concerns the school or schools in the citizen
23 member's respective district; and

24 (4) When the Council meets to consider countywide issues, all selected
25 citizen members shall be entitled to attend such sessions and vote.

26 [(h)] (D) The Council shall:

27 (1) Meet as needed to compile the number of spaces in the public
28 schools of the county that are not filled and to evaluate the feasibility of the utilization
29 of the spaces by the community and county departments; and

30 (2) Report its findings and recommendations to the county board [of
31 education] and the County Executive at least twice during the school year.

1 [(i)] (E) The County Executive may, by executive order, appoint up to two
2 additional members to the Council from agencies of the county government.

3 SECTION 2. AND BE IT FURTHER ENACTED, That the terms of the
4 appointed members of the Baltimore County Board of Education shall expire as
5 follows:

6 (a) The terms of the four members appointed at large who are in office on the
7 effective date of this Act shall expire as follows:

8 (1) the term of the member whose term is scheduled to expire on June
9 30, 2015, shall expire at the end of December 6, 2015, and the Governor shall appoint
10 a member to succeed that member to serve for a term of 4 years beginning on
11 December 7, 2015, until a successor is appointed and qualifies;

12 (2) the term of the member whose term is scheduled to expire on June
13 30, 2016, shall expire at the end of December 4, 2016, and the Governor shall appoint
14 a member to succeed that member to serve for a term of 4 years beginning on
15 December 5, 2016, until a successor is appointed and qualifies; and

16 (3) the terms of the two members whose terms are scheduled to expire
17 on June 30, 2018, shall expire at the end of December 2, 2018, and the Governor shall
18 appoint two members from a list of nominees submitted by the Baltimore County
19 School Board Nominating Commission as established by Section 1 of this Act to
20 succeed those two departing members, each to serve for a term of 4 years beginning on
21 December 3, 2018, until a successor is appointed and qualifies.

22 (b) The terms of the seven members appointed from councilmanic districts 1,
23 2, 3, 4, 5, 6, and 7 of Baltimore County, or their successors, who are in office on ~~the~~
24 ~~effective date of this Act~~ June 1, 2016, shall terminate at the end of ~~December 4, 2016~~
25 December 2, 2018, and the members elected from those councilmanic/school board
26 districts in Baltimore County at the general election in ~~November 2016~~ November
27 2018, shall succeed those appointed members and serve for a term of 4 years
28 beginning on ~~December 5, 2016~~ December 3, 2018, until a successor is elected and
29 qualifies.

30 SECTION 3. AND BE IT FURTHER ENACTED, That the initial elected
31 members of the Baltimore County Board of Education as provided under this Act shall
32 be elected from the seven councilmanic/school board districts in Baltimore County at
33 the general election in ~~November 2016~~ November 2018 and take office on ~~December 5,~~
34 ~~2016~~ December 3, 2018.

35 SECTION 4. AND BE IT FURTHER ENACTED, That, in appointing members
36 to the Baltimore County Board of Education, the Governor shall ensure, to the extent
37 practicable, that the total makeup of the county board reflects gender, ethnic, and
38 racial diversity.

1 SECTION 5. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2014.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.