

Department of Legislative Services
Maryland General Assembly
2014 Session

FISCAL AND POLICY NOTE

House Bill 444
Ways and Means

(Delegates Schuh and McConkey)

Anne Arundel County - Board of Education - Selection of Members

This bill transitions the Anne Arundel County Board of Education from a nine-member appointed board (including one student member) to a nine-member hybrid board consisting of three members appointed at large by the Governor, five members elected from each of five legislative districts, and one student member. During a transition period from December 5, 2016, through December 2, 2018, the board consists of two members elected from specified legislative districts, three members appointed from other specified legislative districts, three members appointed at large by the Governor, and one student member. Term lengths are reduced from five years to four years for members appointed after July 1, 2014; elected members also serve four-year terms. Members may not serve for more than two consecutive full terms.

The bill takes effect July 1, 2014.

Fiscal Summary

State Effect: State Board of Elections expenditures increase minimally to cover the creation of additional primary election ballot styles.

Local Effect: Anne Arundel County expenditures are not affected since the bill does not alter the number of board members or their compensation. Anne Arundel County Board of Elections expenditures increase minimally to cover the creation of primary election ballot styles.

Small Business Effect: None.

Analysis

Bill Summary: Elected and appointed members of the Anne Arundel County Board of Education must be a resident of the county. Provisions of current law related to the

selection of the student member are unaffected by the bill. The Governor must appoint a qualified individual to fill the vacancy of an appointed or elected member until a successor is, respectively, appointed or elected.

Current Law: The Anne Arundel County Board of Education consists of nine members, of whom three members are appointed from the county at large, five members are appointed from each of the five legislative districts in the county, and one is a student member. Except for the student member, the Governor must appoint a member of the county board from a list of nominees submitted by the School Board Nominating Commission of Anne Arundel County.

The School Board Nominating Commission of Anne Arundel County was established in 2007 (Chapter 454). The commission must submit at least two nominees to the Governor for each vacancy for the county board, unless there are fewer than two applicants for a vacancy.

Chapters 177 and 178 of 2011 specify that a member of the Anne Arundel County Board of Education must be appointed by the Governor from a list of nominees submitted by the School Board Nominating Commission, subject to election by the registered voters of the county at the general election following the member's nomination and appointment, regardless of whether that member is serving a first or second term.

Background: The Anne Arundel County Board of Education is one of four appointed school boards in the State. There are 17 elected school boards in the State and three counties have hybrid boards including both elected and appointed members. **Appendix – Local Boards of Education** shows the selection methods, terms of office, and membership of the 24 local boards of education.

State Fiscal Effect: The State Board of Elections advises that costs associated with generating approximately 10 to 15 new ballot styles for primary elections in Anne Arundel County will be shared with the county government.

Local Fiscal Effect: The President of the Anne Arundel County Board of Education receives \$8,000 annually as compensation and, except for the student member, other board members receive \$6,000 each annually. A student member who completes a full term on the board receives a \$6,000 higher education scholarship. Because the bill does not alter the number of board members or their compensation (including any expense reimbursements), local school system expenses are not affected. Anne Arundel County board of elections costs increase minimally to cover the county share of costs associated with generating approximately 10 to 15 new ballot styles for primary elections.

Additional Information

Prior Introductions: HB 703 of 2013, a similar bill, received a hearing in the House Ways and Means Committee, but no further action was taken.

Cross File:SB 148 (Senators Reilly and Simonaire) - Education, Health, and Environmental Affairs.

Information Source(s): Maryland State Board of Elections, Department of Legislative Services

Fiscal Note History: First Reader - January 31, 2014
mc/hlb

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Appendix – Local Boards of Education

<u>School System</u>	<u>Number of Members</u>	<u>Term</u>	<u>Means of Selection</u> ¹
Allegany	7	4 years	E 5 from county at large 1 commissioner <i>ex officio</i> (nonvoting) 1 student (nonvoting, one-year term)
Anne Arundel	9	5 years	A 3 from county at large 5 from legislative districts 1 student (one-year term)
Baltimore City	10	3 years	A 9 from city at large 1 student (one-year term)
Baltimore	12	5 years	A 4 from county at large 7 from council districts 1 student (one-year term)
Calvert	6	4 years	E 2 from county at large 3 from commissioner districts 1 student (nonvoting, one-year term)
Caroline	7	4 years	A/E 3 elected from school board districts 2 appointed from county at large 2 students (nonvoting, one-year term)
Carroll	9	4 years	E 5 from county at large 3 commissioners <i>ex officio</i> (nonvoting) 1 student (nonvoting, one-year term)
Cecil	6	4 years	E 5 from commissioner districts 1 student (nonvoting, one-year term)
Charles	8	4 years	E 7 from county at large 1 student (nonvoting, one-year term)
Dorchester	7	4 years	E 5 from council districts 2 students (nonvoting, one-year term)
Frederick	8	4 years	E 7 from county at large 1 student (nonvoting, one year term)
Garrett	7	4 years	E 2 from county at large 3 from commissioner districts

<u>School System</u>	<u>Number of Members</u>	<u>Term</u>	<u>Means of Selection¹</u>	
				1 commissioner <i>ex officio</i> (nonvoting) 1 student (nonvoting, one-year term)
Harford	11	4 years	A/E	6 elected from council districts 3 appointed 1 superintendent <i>ex officio</i> (nonvoting) 1 student (one-year term)
Howard	8	4 years	E	7 from county at large 1 student (one-year term)
Kent	6	4 years	E	5 from county at large 1 student (nonvoting, one-year term)
Montgomery	8	4 years	E	2 from county at large 5 from school board districts 1 student (one-year term)
Prince George's	14	4 years	A/E	9 elected from school board districts 4 appointed 1 student (one-year term)
Queen Anne's	7	4 years	E	1 from county at large 4 from commissioner districts 2 students (nonvoting, one-year term)
St. Mary's	6	4 years	E	1 from county at large 4 from commissioner districts 1 student (nonvoting, one-year term)
Somerset	5	4 years	E	All from commissioner districts
Talbot	8	4 years	E	7 from school board districts 1 student (nonvoting, one-year term)
Washington	8	4 years	E	7 from county at large 1 student (nonvoting, one-year term)
Wicomico	7	5 years	A	All from county at large
Worcester	10	4 years	E	7 from commissioner districts 3 students (nonvoting, one-year term)

¹A = Appointed by Governor, except in Baltimore City where board is appointed jointly by the Governor and the Mayor. E = Elected. A/E = Combined appointed and elected board. In Prince George's County, three members appointed by the County Executive and one member appointed by the county council.

Source: Annotated Code of Maryland, Education Article, Sections 3-101 through 3-1405; local board of education websites.