

**HB0172/495467/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 172

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Sophocleus (By Request – Anne Arundel County Administration)” and substitute “Anne Arundel County Delegation”; in line 2, strike “County -” and substitute “County Board of Education and”; in the same line, strike “- Membership”; strike beginning with “to” in line 4 down through “commerce” in line 7 and substitute “; requiring each member of the Commission to be a resident of Anne Arundel County; prohibiting, with a certain exception, a member of the Commission from being an employee of a county school board; altering the method of selecting and the term of the chair of the Commission; authorizing the reappointment of a member of the Commission; specifying the terms of certain members of the Commission; prohibiting a member of the Commission from serving more than a certain number of years; altering the entity required to provide staff for the Commission; requiring the affirmative vote of a certain number of members of the Commission for the approval of any action; prohibiting a member of the Commission from voting by proxy; requiring the Commission to require each applicant for a certain nomination to complete an application that includes certain information and a certain declaration; requiring the Commission to consult the Maryland Judiciary Case Search to verify certain statements; requiring a certain member of the Anne Arundel County Board of Education to resign effective a certain number of days after certification of certain election results; prohibiting a certain member of the Board from continuing to serve under certain circumstances”; in line 8, strike “term of a certain member” and substitute “terms of certain members”; in line 9, strike “membership of the” and substitute “Anne Arundel County Board of Education and the”; and in line 12, after “3-110(b)” insert “and (c)”.

AMENDMENT NO. 2

On page 2, in line 4, strike “(i)”; and in the same line, strike “11” and substitute “**THE FOLLOWING 13**”.

(Over)

On page 2, strike beginning with “who” in line 4 down through “(AEL).” in line 18 and substitute “:

**(I) THREE MEMBERS APPOINTED BY THE COUNTY EXECUTIVE OF ANNE ARUNDEL COUNTY FROM THE COUNTY AT LARGE:**

**1. ONE OF WHOM SHALL BE A PARENT OF A CHILD ENROLLED IN THE ANNE ARUNDEL COUNTY PUBLIC SCHOOL SYSTEM; AND**

**2. NO MORE THAN ONE OF WHOM MAY BE A CURRENT EMPLOYEE OF ANNE ARUNDEL COUNTY;**

**(II) ONE MEMBER APPOINTED BY THE TEACHERS ASSOCIATION OF ANNE ARUNDEL COUNTY;**

**(III) ONE MEMBER APPOINTED BY THE ANNAPOLIS AND ANNE ARUNDEL COUNTY CHAMBER OF COMMERCE;**

**(IV) ONE MEMBER APPOINTED BY THE ANNE ARUNDEL COUNTY COMMUNITY COLLEGE BOARD OF TRUSTEES;**

**(V) ONE MEMBER APPOINTED BY THE ASSOCIATION OF EDUCATIONAL LEADERS (AEL);**

**(VI) TWO MEMBERS APPOINTED BY THE ANNE ARUNDEL COUNTY COUNCIL OF PARENT TEACHER ASSOCIATIONS WHO MAY NOT:**

**1. BE AFFILIATED WITH A TEACHERS’ UNION OR ASSOCIATION; OR**

**2. BE A CURRENT EMPLOYEE OF ANNE ARUNDEL COUNTY;**

**(VII) ONE MEMBER APPOINTED BY THE ANNE ARUNDEL COUNTY BRANCH OF THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP);**

**(VIII) ONE MEMBER APPOINTED BY CASA DE MARYLAND;**

**(IX) ONE MEMBER APPOINTED BY THE ANNE ARUNDEL SPECIAL EDUCATION CITIZENS' ADVISORY COMMITTEE WHO IS A PARENT OF A CHILD WITH SPECIAL NEEDS IN THE ANNE ARUNDEL COUNTY PUBLIC SCHOOL SYSTEM; AND**”;

in line 19, strike “(v)” and substitute “(x)””; in the same line, strike “JULY” and substitute “JUNE””; in line 20, strike “SHALL BE””; and in line 29, after “COMMERCE;” insert “AND”.

On page 3, strike beginning with “; AND” in line 2 down through “COMMERCE” in line 4; after line 4, insert:

**“(3) (I) EACH MEMBER OF THE COMMISSION MUST BE A RESIDENT OF ANNE ARUNDEL COUNTY.**

**(II) EXCEPT FOR THE MEMBERS APPOINTED UNDER PARAGRAPH (2)(II) AND (V) OF THIS SUBSECTION, A MEMBER OF THE COMMISSION MAY NOT BE A CURRENT EMPLOYEE OF A COUNTY SCHOOL BOARD.”;**

(Over)

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in lines 5, 14, and 16, strike “(3)”, “(4)”, and “(5)”, respectively, and substitute “**(4)**”, “**(6)**”, and “**(9)**”, respectively; strike beginning with “Governor” in line 5 down through “subsection” in line 6 and substitute “**COMMISSION SHALL SELECT A CHAIR FROM AMONG ITS MEMBERS**”; in line 7, strike “4” and substitute “**2**”; strike in their entirety lines 8 and 9, inclusive; in line 10, strike “(iv)” and substitute “**(5)**”; in the same line, strike “1.” and substitute “**(I)**”; in lines 10 and 11, strike “**SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH**” and substitute “**SUBPARAGRAPH (II) OF THIS PARAGRAPH**”; in line 12, strike “2.” and substitute “**(II)**”; in line 13, after “COMMERCE” insert “**UNDER PARAGRAPH (2)(X) OF THIS SUBSECTION**”; after line 13, insert:

“**(III) A MEMBER MAY BE REAPPOINTED BUT MAY NOT SERVE MORE THAN 8 YEARS.**”;

and in line 14, strike “Department of Legislative Services” and substitute “**ANNE ARUNDEL COUNTY BOARD OF EDUCATION**”.

**AMENDMENT NO. 3**

On page 3, after line 15, insert:

“**(7) (I) THE AFFIRMATIVE VOTE OF AT LEAST EIGHT MEMBERS OF THE COMMISSION IS REQUIRED FOR THE APPROVAL OF ANY ACTION.**”

**(II) A MEMBER OF THE COMMISSION MAY NOT VOTE BY PROXY.**

**(8) (I) THE COMMISSION SHALL REQUIRE EACH APPLICANT FOR NOMINATION TO COMPLETE AN APPLICATION THAT INCLUDES:**

**1. THE FULL NAME AND ADDRESS OF THE INDIVIDUAL;**

2. ANY FORMER NAME USED BY THE INDIVIDUAL;
3. A STATEMENT AS TO WHETHER THE INDIVIDUAL HAS ANY CONVICTION FOR A CRIME THAT:
  - A. RELATES TO THE RESPONSIBILITIES OF A MEMBER OF THE COUNTY BOARD; AND
  - B. HAS NOT BEEN EXPUNGED OR OTHERWISE SHIELDED;
4. A STATEMENT AS TO WHETHER THE INDIVIDUAL HAS BEEN ADJUDGED BANKRUPT OR INSOLVENT; AND
5. A DECLARATION THAT THE STATEMENTS MADE IN THE APPLICATION ARE TRUE, CORRECT, AND COMPLETE TO THE BEST OF THE INDIVIDUAL’S KNOWLEDGE AND BELIEF.

(II) THE COMMISSION SHALL CONSULT THE MARYLAND JUDICIARY CASE SEARCH TO VERIFY THE STATEMENTS MADE BY THE APPLICANT UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.”.

AMENDMENT NO. 4

On page 3, after line 20, insert:

“(c) (1) Following the appointment of a member of the Anne Arundel County Board of Education by the Governor, a member may serve for the remainder of the member’s term, as provided in § 3–108(c) of this subtitle, subject to the approval or rejection of the registered voters of the county at the next general election.

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(2) A member of the county board is eligible for nomination and reappointment for a second consecutive term in accordance with the provisions of subsections (a) and (b) of this section.

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

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

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

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

(ii) The member [serves until a successor is appointed and qualifies] **SHALL RESIGN FROM THE COUNTY BOARD EFFECTIVE 10 DAYS AFTER CERTIFICATION OF THE ELECTION RETURNS; AND**

**(III) THE MEMBER MAY NOT CONTINUE TO SERVE ON THE COUNTY BOARD.**

AMENDMENT NO. 5

On page 3, in line 21, strike "term of the member" and substitute "terms of the members"; in line 22, strike "was" and substitute "were"; in line 23, strike "Annapolis and Anne Arundel County Chamber of Commerce and is" and substitute "Governor and are"; and in line 24, strike "at the end of June 30" and substitute "on June 1".