

HOUSE BILL 716

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7lr1533
CF SB 899

By: ~~Delegates Beidle, McMillan, and Sophocleus~~ Anne Arundel County Delegation

Introduced and read first time: February 2, 2017

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 13, 2017

CHAPTER _____

1 AN ACT concerning

2 **Anne Arundel County – Board of Education – ~~Selection of Members~~**

3 FOR the purpose of requiring that, beginning with a certain election, certain members of
4 the Anne Arundel County Board of Education be elected by councilmanic districts
5 ~~and a certain member be elected at large~~; repealing certain provisions of law
6 governing the appointment of members of the county board; establishing the
7 composition of the county board; providing for the residency requirements, terms of
8 office, and filling of a vacancy in the office of certain members of the county board;
9 establishing certain procedures for the election of certain members of the county
10 board; renaming the School Board Nominating Commission of Anne Arundel County
11 to be the School Board Appointment Commission of Anne Arundel County; altering
12 the membership, purpose, and duties of the Commission; providing for the term of
13 office of a certain member of the Commission; repealing certain provisions of law
14 relating to the approval or rejection of the retention of certain members of the county
15 board by county voters in a certain general election; requiring the affirmative vote of
16 a certain number of members for the approval of any action by the county board;
17 altering the compensation of the members of the county board; altering the amount
18 of the scholarship granted a certain student member of the county board; providing
19 for the removal of, and hearings and appeal procedures for, certain members of the
20 county board; altering the manner of filling a vacancy in the office of certain members
21 of the county board; repealing certain provisions of law establishing and relating to
22 the School Board Appointment Commission of Anne Arundel County; providing for
23 the expiration of the terms of certain appointed members of the county board;
24 making certain conforming changes; providing for the application of this Act;

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 providing for the effective dates of this Act; and generally relating to ~~the election of~~
2 ~~the members of~~ the Anne Arundel County Board of Education.

3 BY renumbering

4 Article – Education

5 Section 3–2A–01 through 3–2A–10, respectively, and the subtitle “Subtitle 2A.
6 Baltimore County”

7 to be Section 3–2B–01 through 3–2B–10, respectively, and the subtitle “Subtitle 2B.
8 Baltimore County”

9 Annotated Code of Maryland

10 (2014 Replacement Volume and 2016 Supplement)

11 BY repealing and reenacting, with amendments,

12 Article – Education

13 Section 3–108(a), 3–110, and 3–114(a)

14 Annotated Code of Maryland

15 (2014 Replacement Volume and 2016 Supplement)

16 BY repealing and reenacting, without amendments,

17 Article – Education

18 Section 3–114(g) and (h)

19 Annotated Code of Maryland

20 (2014 Replacement Volume and 2016 Supplement)

21 BY adding to

22 Article – Education

23 Section 3–2A–02, 3–2A–03, 3–2A–06, and 3–2A–08 to be under the new subtitle
24 “Subtitle 2A. Anne Arundel County”

25 Annotated Code of Maryland

26 (2014 Replacement Volume and 2016 Supplement)

27 BY repealing and reenacting, without amendments,

28 Article – Education

29 Section 3–2B–01(a)

30 Annotated Code of Maryland

31 (2014 Replacement Volume and 2016 Supplement)

32 (As enacted by Section 1 of this Act)

33 BY repealing and reenacting, with amendments,

34 Article – Education

35 Section 3–2B–01(b)(2)

36 Annotated Code of Maryland

37 (2014 Replacement Volume and 2016 Supplement)

38 (As enacted by Section 1 of this Act)

39 BY repealing and reenacting, with amendments,

40 Article – Education

1 Section 3-2A-03(c)
2 Annotated Code of Maryland
3 (2014 Replacement Volume and 2016 Supplement)
4 (As enacted by Section 2 of this Act)

5 BY repealing
6 Article – Education
7 Section 3-2A-04
8 Annotated Code of Maryland
9 (2014 Replacement Volume and 2016 Supplement)
10 (As enacted by Section 2 of this Act)

11 BY adding to
12 Article – Education
13 Section 3-2A-04
14 Annotated Code of Maryland
15 (2014 Replacement Volume and 2016 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
17 That Section(s) 3-2A-01 through 3-2A-10, respectively, and the subtitle “Subtitle 2A.
18 Baltimore County” of Article – Education of the Annotated Code of Maryland be
19 renumbered to be Section(s) 3-2B-01 through 3-2B-10, respectively, and the subtitle
20 “Subtitle 2B. Baltimore County”.

21 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
22 as follows:

23 **Article – Education**

24 3-108.

25 (a) (1) Except as provided in paragraph (2) of this subsection, the Governor
26 shall appoint the members of each county board from the residents of that county.

27 (2) The members of the following county boards of education shall be
28 selected as follows:

29 (i) The Baltimore City Board of School Commissioners in
30 accordance with § 3-108.1 of this subtitle;

31 (ii) The Harford County Board of Education in accordance with §
32 3-6A-01 of this title;

33 (iii) The Caroline County Board of Education in accordance with §
34 3-3A-02 of this title; **AND**

1 [(iv) The Anne Arundel County Board of Education in accordance with
2 § 3–110 of this subtitle; and]

3 [(v)] **(IV)** The county boards of education in the counties listed in §
4 3–114 of this subtitle in accordance with the provisions of that section.

5 3–114.

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

7 (1) Allegany;

8 **(2) ANNE ARUNDEL;**

9 [(2)] **(3)** Calvert;

10 [(3)] **(4)** Carroll;

11 [(4)] **(5)** Cecil;

12 [(5)] **(6)** Charles;

13 [(6)] **(7)** Dorchester;

14 [(7)] **(8)** Frederick;

15 [(8)] **(9)** Garrett;

16 [(9)] **(10)** Howard;

17 [(10)] **(11)** Kent;

18 [(11)] **(12)** Montgomery;

19 [(12)] **(13)** Queen Anne's;

20 [(13)] **(14)** St. Mary's;

21 [(14)] **(15)** Somerset;

22 [(15)] **(16)** Talbot;

23 [(16)] **(17)** Washington;

24 [(17)] **(18)** Wicomico; and

1 (C) THE STUDENT MEMBER SHALL BE SELECTED IN ACCORDANCE WITH §
2 3-2A-05 OF THIS SUBTITLE.

3 (D) (1) (I) EACH MEMBER OF THE COUNTY BOARD MUST BE A
4 RESIDENT OF ANNE ARUNDEL COUNTY.

5 (II) A MEMBER ELECTED FROM A COUNCILMANIC DISTRICT
6 MUST BE A RESIDENT OF THAT DISTRICT.

7 (2) A MEMBER WHO NO LONGER RESIDES IN ANNE ARUNDEL COUNTY
8 MAY NOT CONTINUE AS A MEMBER OF THE COUNTY BOARD.

9 (3) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, A
10 MEMBER FROM A COUNCILMANIC DISTRICT WHO DOES NOT MAINTAIN RESIDENCY
11 IN THAT DISTRICT MAY NOT CONTINUE AS A MEMBER OF THE COUNTY BOARD AND
12 THE OFFICE SHALL BE DEEMED VACANT.

13 (II) IF THE BOUNDARY LINE OF A COUNCILMANIC DISTRICT IS
14 CHANGED, THE TERM OF AN INCUMBENT MEMBER OF THE COUNTY BOARD WHO NO
15 LONGER RESIDES IN THAT COUNCILMANIC DISTRICT BECAUSE OF THE CHANGE IS
16 NOT AFFECTED DURING THAT TERM.

17 3-2A-02.

18 ~~(A) THE ELECTED MEMBERS OF THE COUNTY BOARD SHALL BE ELECTED AT~~
19 ~~A GENERAL ELECTION IN ACCORDANCE WITH § 3-2A-03 OF THIS SUBTITLE AND~~
20 ~~TITLE 8, SUBTITLE 8 OF THE ELECTION LAW ARTICLE.~~

21 ~~(B)~~ (A) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN
22 ELECTED MEMBER OF THE COUNTY BOARD SERVES FOR A TERM OF 4 YEARS
23 BEGINNING ON THE FIRST MONDAY IN DECEMBER AFTER THE MEMBER'S ELECTION
24 AND UNTIL A SUCCESSOR IS ELECTED AND QUALIFIES.

25 (2) THE TERM OF OFFICE OF EACH MEMBER ELECTED AT THE
26 GENERAL ELECTION IN 2018 IS 6 YEARS.

27 ~~(C)~~ (B) EACH ELECTED MEMBER OF THE COUNTY BOARD:

28 (1) IS ELIGIBLE FOR REELECTION FOR A SECOND CONSECUTIVE
29 TERM IN ACCORDANCE WITH THE PROVISIONS OF THIS SUBTITLE; BUT

30 (2) MAY NOT BE ELECTED TO SERVE ON THE COUNTY BOARD FOR
31 MORE THAN TWO CONSECUTIVE TERMS.

1 **3-2A-03.**

2 (A) AT THE GENERAL ELECTION FOR THE ELECTED MEMBERS OF THE
3 COUNTY BOARD, THE BALLOT SHALL PROVIDE:

4 ~~(1) THE THE~~ VOTERS OF A COUNCILMANIC DISTRICT WITH THE
5 CHOICE TO CAST A VOTE "FOR" A CANDIDATE FOR ELECTION FROM THAT DISTRICT
6 ONLY;~~AND~~

7 ~~(2) BEGINNING WITH THE GENERAL ELECTION IN 2020, ALL VOTERS~~
8 ~~THE CHOICE TO CAST A VOTE "FOR" A CANDIDATE FOR ELECTION FROM THE~~
9 ~~COUNTY AT LARGE.~~

10 (B) AFTER THE ELECTION RESULTS ARE CERTIFIED, THE STATE BOARD OF
11 ELECTIONS 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 HAVE
15 THE INDIVIDUAL'S NAME PLACED ON THE BALLOT, THE SCHOOL BOARD
16 APPOINTMENT COMMISSION OF ANNE ARUNDEL COUNTY SHALL APPOINT A
17 QUALIFIED INDIVIDUAL TO FILL THAT VACANCY NO LATER THAN 30 DAYS AFTER THE
18 GENERAL ELECTION.

19 **3-2A-04.**

20 [(b)] (A) (1) [(i)] There is a School Board [Nominating] APPOINTMENT
21 Commission of Anne Arundel County.

22 [(ii)] (2) The purpose of the Commission is to select [nominees to
23 be recommended to the Governor as qualified candidates for appointment to] AND
24 APPOINT QUALIFIED INDIVIDUALS TO FILL VACANCIES ON the Anne Arundel County
25 Board of Education.

26 [(iii)] (3) The Commission shall hold at least two public hearings on
27 the [selection of nominees] CANDIDATES before [recommending to the Governor nominees
28 for] MAKING AN appointment to the county board.

29 [(2)] (B) (1) The Commission consists of the following 13 members:

30 (i) [Three] TWO members appointed by the County Executive of
31 Anne Arundel County from the county at large:

32 1. One of whom shall be a parent of a child enrolled in the
33 Anne Arundel County public school system; and

- 1
2 Anne Arundel County;
- 3 (ii) One member appointed by the Teachers Association of Anne
4 Arundel County;
- 5 (iii) One member appointed by the Annapolis and Anne Arundel
6 County Chamber of Commerce;
- 7 (iv) One member appointed by the Anne Arundel County Community
8 College Board of Trustees;
- 9 (v) One member appointed by the Association of Educational
10 Leaders (AEL);
- 11 (vi) Two members appointed by the Anne Arundel County Council of
12 Parent Teacher Associations who may not:
- 13 1. Be affiliated with a teachers' union or association; or
14 2. Be a current employee of Anne Arundel County;
- 15 (vii) One member appointed by the Anne Arundel County Branch of
16 the National Association for the Advancement of Colored People (NAACP);
- 17 (viii) One member appointed by CASA de Maryland;
- 18 (ix) One member appointed by the Anne Arundel Special Education
19 Citizens' Advisory Committee who is a parent of a child with special needs in the Anne
20 Arundel County public school system; [and]
- 21 (x) Beginning June 1, 2016, and every 2 years thereafter, one
22 member appointed by a chamber of commerce based in Anne Arundel County on a rotating
23 basis in the following order:
- 24 1. The West Anne Arundel County Chamber of Commerce;
25 2. The Northern Anne Arundel County Chamber of
26 Commerce;
27 3. The Southern Anne Arundel Chamber of Commerce;
28 4. The Greater Crofton Chamber of Commerce; and
29 5. The Greater Severna Park and Arnold Chamber of
30 Commerce; AND

1 **(XI) ONE MEMBER DESIGNATED BY THE CHESAPEAKE**
 2 **REGIONAL ASSOCIATION OF STUDENT COUNCILS WHO IS A STUDENT ENROLLED IN**
 3 **THE ANNE ARUNDEL COUNTY PUBLIC SCHOOL SYSTEM.**

4 **[(3)] (2)** (i) Each member of the Commission must be a resident of
 5 Anne Arundel County.

6 (ii) Except for the members appointed under paragraph **[(2)(ii) and**
 7 **(v)] (1)(II) AND (V)** of this subsection, a member of the Commission may not be a current
 8 employee of a county school board.

9 **[(4)] (3)** (i) The Commission shall select a chair from among its
 10 members.

11 (ii) The term of the chair of the Commission is 2 years.

12 **[(5)] (4)** (i) Except as provided in subparagraph (ii) of this paragraph,
 13 the term of a member of the Commission is 4 years.

14 (ii) **1.** The term of a member appointed by a chamber of
 15 commerce under paragraph **[(2)(x)] (1)(X)** of this subsection is 2 years.

16 **2. THE TERM OF A MEMBER DESIGNATED BY THE**
 17 **CHESAPEAKE REGIONAL ASSOCIATION OF STUDENT COUNCILS UNDER**
 18 **PARAGRAPH (1)(XI) OF THIS SUBSECTION IS 1 YEAR.**

19 (iii) A member may be reappointed but may not serve more than 8
 20 years.

21 **[(6)] (C)** The Anne Arundel County Board of Education shall provide staff
 22 for the Commission.

23 **[(7) (i)] (D) (1)** The affirmative vote of at least eight members of the
 24 Commission is required for the approval of any action.

25 **[(ii)] (2)** A member of the Commission may not vote by proxy.

26 **[(8) (i)] (E) (1)** The Commission shall require each applicant for
 27 **[nomination] APPOINTMENT** to complete an application that includes:

28 **[1.] (I)** The full name and address of the individual;

29 **[2.] (II)** Any former name used by the individual;

1 **[3.] (III)** A statement as to whether the individual has any
2 conviction for a crime that:

3 **[A.] 1.** Relates to the responsibilities of a member of the
4 county board; and

5 **[B.] 2.** Has not been expunged or otherwise shielded;

6 **[4.] (IV)** A statement as to whether the individual has been
7 adjudged bankrupt or insolvent; and

8 **[5.] (V)** A declaration that the statements made in the
9 application are true, correct, and complete to the best of the individual's knowledge and
10 belief.

11 **[(ii)] (2)** The Commission shall consult the Maryland Judiciary
12 Case Search to verify the statements made by the applicant under [subparagraph (i) of this
13 paragraph] **PARAGRAPH (1) OF THIS SUBSECTION.**

14 **[(9)** Beginning January 1, 2008, for each nomination to the county board,
15 the Commission shall submit to the Governor a list of nominees that contains:

16 (i) At least two names for each vacancy; or

17 (ii) If there are fewer than two applicants for a vacancy, the number
18 of names that is equal to the number of applicants for the vacancy.

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

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

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

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

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

1 (i) The position shall become vacant 10 days after certification of the
2 election returns;

3 (ii) The member shall resign from the county board effective 10 days
4 after certification of the election returns; and

5 (iii) The member may not continue to serve on the county board.]

6 **(F) AN INDIVIDUAL WHO TAKES OFFICE TO FILL A VACANCY FOR AN**
7 **ELECTED OR APPOINTED MEMBER OF THE COUNTY BOARD SERVES FOR THE**
8 **REMAINDER OF THE TERM FOR WHICH THE APPOINTMENT WAS MADE AND UNTIL A**
9 **SUCCESSOR IS ELECTED OR APPOINTED.**

10 **3-2A-05.**

11 [(d) (1) (A) The student member shall:

12 [(i) (1) Be a regularly enrolled senior year student of good
13 character and in good standing in an Anne Arundel County public high school;

14 [(ii) (2) Be selected in the student's junior year by a method
15 selected by the Chesapeake Regional Association of Student Councils of Anne Arundel
16 County;

17 [(iii) 1.] (3) (I) Serve a term of 1 year; and

18 [2.] (II) Continue to serve after graduation and until a
19 successor is appointed and qualifies.

20 [(2) (B) If a vacancy in the position of the student member occurs during
21 the term of the student member, the Chesapeake Regional Association of Student Councils
22 shall:

23 [(i) (1) Conduct a special election at its next general meeting; and

24 [(ii) (2) By utilizing the same method that it used to select the
25 previous student member of the board, select another student member to fill the vacancy.

26 [(e) A board member who does not maintain the residency qualification shall be
27 replaced as a member.

28 (f) If the boundary line of a legislative district changes, an incumbent member of
29 the county board who, because of the change, no longer resides in the legislative district
30 from which the member was appointed may complete the term.]

1 **3-2A-06.**

2 **THE AFFIRMATIVE VOTE OF AT LEAST FIVE MEMBERS OF THE COUNTY BOARD**
3 **IS REQUIRED FOR THE APPROVAL OF ANY ACTION.**

4 **3-2A-07.**

5 [(g) (1)] (A) The [President] **PRESIDENT** of the [Anne Arundel County Board
6 of Education] **COUNTY BOARD** is entitled to receive [\$8,000] **\$10,000** annually as
7 compensation, **THE VICE PRESIDENT IS ENTITLED TO RECEIVE \$9,000 ANNUALLY AS**
8 **COMPENSATION**, and, except for the student member, the other board members are
9 entitled to receive [\$6,000] **\$8,000** each annually as compensation.

10 [(2)] (B) A student member who completes a full term on the **COUNTY**
11 board shall be granted a scholarship of ~~\$6,000~~ **\$8,000** to be applied toward the student's
12 higher education costs.

13 **3-2A-08.**

14 (A) **THE STATE BOARD MAY REMOVE ~~AN ELECTED OR APPOINTED~~ A**
15 **MEMBER OF THE COUNTY BOARD FOR ANY OF THE FOLLOWING REASONS:**

16 (1) **IMMORALITY;**

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

18 (3) **INCOMPETENCY;**

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

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

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

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

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

1 (a) (1) There is a School Board Appointment Commission of Anne Arundel
2 County.

3 (2) The purpose of the Commission is to select and appoint qualified
4 individuals to fill vacancies on the Anne Arundel County Board of Education.

5 (3) The Commission shall hold at least two public hearings on the
6 candidates before making an appointment to the county board.

7 (b) (1) The Commission consists of the following 13 members:

8 (i) Two members appointed by the County Executive of Anne
9 Arundel County from the county at large:

10 1. One of whom shall be a parent of a child enrolled in the
11 Anne Arundel County public school system; and

12 2. No more than one of whom may be a current employee of
13 Anne Arundel County;

14 (ii) One member appointed by the Teachers Association of Anne
15 Arundel County;

16 (iii) One member appointed by the Annapolis and Anne Arundel
17 County Chamber of Commerce;

18 (iv) One member appointed by the Anne Arundel County Community
19 College Board of Trustees;

20 (v) One member appointed by the Association of Educational
21 Leaders (AEL);

22 (vi) Two members appointed by the Anne Arundel County Council of
23 Parent Teacher Associations who may not:

24 1. Be affiliated with a teachers' union or association; or

25 2. Be a current employee of Anne Arundel County;

26 (vii) One member appointed by the Anne Arundel County Branch of
27 the National Association for the Advancement of Colored People (NAACP);

28 (viii) One member appointed by CASA de Maryland;

29 (ix) One member appointed by the Anne Arundel Special Education
30 Citizens' Advisory Committee who is a parent of a child with special needs in the Anne
31 Arundel County public school system;

1 (x) Beginning June 1, 2016, and every 2 years thereafter, one
2 member appointed by a chamber of commerce based in Anne Arundel County on a rotating
3 basis in the following order:

- 4 1. The West Anne Arundel County Chamber of Commerce;
- 5 2. The Northern Anne Arundel County Chamber of
6 Commerce;
- 7 3. The Southern Anne Arundel Chamber of Commerce;
- 8 4. The Greater Crofton Chamber of Commerce; and
- 9 5. The Greater Severna Park and Arnold Chamber of
10 Commerce; and

11 (xi) One member designated by the Chesapeake Regional Association
12 of Student Councils who is a student enrolled in the Anne Arundel County public school
13 system.

14 (2) (i) Each member of the Commission must be a resident of Anne
15 Arundel County.

16 (ii) Except for the members appointed under paragraph (1)(ii) and
17 (v) of this subsection, a member of the Commission may not be a current employee of a
18 county school board.

19 (3) (i) The Commission shall select a chair from among its members.

20 (ii) The term of the chair of the Commission is 2 years.

21 (4) (i) Except as provided in subparagraph (ii) of this paragraph, the
22 term of a member of the Commission is 4 years.

23 (ii) 1. The term of a member appointed by a chamber of
24 commerce under paragraph (1)(x) of this subsection is 2 years.

25 2. The term of a member designated by the Chesapeake
26 Regional Association of Student Councils under paragraph (1)(xi) of this subsection is 1
27 year.

28 (iii) A member may be reappointed but may not serve more than 8
29 years.

30 (c) The Anne Arundel County Board of Education shall provide staff for the
31 Commission.

1 (d) (1) The affirmative vote of at least eight members of the Commission is
2 required for the approval of any action.

3 (2) A member of the Commission may not vote by proxy.

4 (e) (1) The Commission shall require each applicant for appointment to
5 complete an application that includes:

6 (i) The full name and address of the individual;

7 (ii) Any former name used by the individual;

8 (iii) A statement as to whether the individual has any conviction for
9 a crime that:

10 1. Relates to the responsibilities of a member of the county
11 board; and

12 2. Has not been expunged or otherwise shielded;

13 (iv) A statement as to whether the individual has been adjudged
14 bankrupt or insolvent; and

15 (v) A declaration that the statements made in the application are
16 true, correct, and complete to the best of the individual's knowledge and belief.

17 (2) The Commission shall consult the Maryland Judiciary Case Search to
18 verify the statements made by the applicant under paragraph (1) of this subsection.

19 (f) An individual who takes office to fill a vacancy for an elected or appointed
20 member of the county board serves for the remainder of the term for which the appointment
21 was made and until a successor is elected or appointed.]

22 **3-2A-04.**

23 **THE REMAINING MEMBERS OF THE COUNTY BOARD COUNTY COUNCIL OF**
24 **ANNE ARUNDEL COUNTY SHALL SELECT A QUALIFIED INDIVIDUAL TO FILL ANY**
25 **VACANCY IN THE OFFICE OF AN ELECTED MEMBER OF THE COUNTY BOARD FOR THE**
26 **REMAINDER OF THE TERM AND UNTIL A SUCCESSOR IS ELECTED AND QUALIFIES.**

27 SECTION 4. AND BE IT FURTHER ENACTED, That:

28 (a) (1) The terms of the following appointed members of the Anne Arundel
29 County Board of Education who are in office on the effective date of this Act, or their
30 successors, shall expire at the end of December 2, 2018:

1 (i) the member appointed from the county at large whose term is
2 scheduled to expire June 30, 2017;

3 (ii) the member appointed from that portion of legislative district 21
4 that lies within Anne Arundel County whose term is scheduled to expire June 30, 2017;

5 (iii) the member appointed from the county at large whose term is
6 scheduled to expire June 30, 2018; and

7 (iv) the member appointed from legislative district 32 whose term is
8 scheduled to expire June 30, 2018.

9 (2) The members elected from councilmanic districts 1, 4, 5, and 7 at the
10 general election in November 2018 shall succeed the appointed members whose terms
11 expire under paragraph (1) of this subsection and shall each serve for a term of 6 years
12 beginning December 3, 2018, until a successor is elected and qualifies.

13 (b) (1) The terms of the following appointed members of the Anne Arundel
14 County Board of Education who are in office on the effective date of this Act, or their
15 successors, shall expire at the end of December 6, 2020:

16 (i) the member appointed from the county at large whose term is
17 scheduled to expire June 30, 2019;

18 (ii) the members appointed from legislative districts 30 and 31
19 whose terms are scheduled to expire June 30, 2020; and

20 (iii) the member appointed from legislative district 33 whose term is
21 scheduled to expire June 30, 2021.

22 (2) The members elected from councilmanic districts 2, 3, and 6 ~~and the~~
23 ~~one member elected at large~~ at the general election in November 2020 shall succeed the
24 appointed members whose terms expire under paragraph (1) of this subsection and shall
25 each serve for a term of 4 years beginning December 7, 2020, until a successor is elected
26 and qualifies.

27 SECTION 5. AND BE IT FURTHER ENACTED, That, pursuant to Article III, § 35
28 of the Maryland Constitution, this Act may not be construed to extend or apply to the salary
29 or compensation of the president, vice president, or other nonstudent members of the Anne
30 Arundel County Board of Education while serving in a term of office beginning before the
31 effective date of this Act, but the provisions of this Act concerning the salary or
32 compensation of the president, vice president, or other nonstudent members of the Anne
33 Arundel County Board of Education shall take effect at the beginning of the next following
34 term of office. This limitation does not apply to an individual appointed or elected after the
35 effective date of this Act to fill out an unexpired term.

1 SECTION 6. AND BE IT FURTHER ENACTED, That Section 3 of this Act shall take
2 effect November 1, 2020.

3 SECTION 7. AND BE IT FURTHER ENACTED, That, except as provided in Section
4 6 of this Act, this Act shall take effect June 1, 2017.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.