

# HOUSE BILL 1183

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EMERGENCY BILL

3lr2235

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By: **Calvert County Delegation**

Introduced and read first time: February 10, 2023

Assigned to: Environment and Transportation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Calvert County – County Treasurer – Removal From Office**

3 FOR the purpose of authorizing the County Commissioners of Calvert County to remove  
4 the County Treasurer from office under certain circumstances; providing that actions  
5 taken or not taken by the County Treasurer within a certain period of time before  
6 the effective date of this Act may provide a basis for the County Commissioners to  
7 remove the County Treasurer from office after the effective date of this Act; and  
8 generally relating to removing the County Treasurer of Calvert County from office.

9 BY repealing and reenacting, with amendments,  
10 The Public Local Laws of Calvert County  
11 Section 3–101 and 3–103  
12 Article 5 – Public Local Laws of Maryland  
13 (2002 Edition and October 2022 Supplement, as amended)

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

16 **Article 5 – Calvert County**

17 3–101.

18 (A) At the general election held in November every fourth year, beginning in 1982,  
19 a County Treasurer for Calvert County shall be elected by the qualified voters of the county.

20 (B) The Treasurer shall hold office for four years from the January 1 after election  
21 or until a successor is elected and qualified.

22 (C) The County Treasurer is subject to removal [for]:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(1) FOR** willful neglect of duty or misdemeanor in office [upon] ON  
2 conviction in a court of law; OR

3           **(2) BY THE COUNTY COMMISSIONERS IN ACCORDANCE WITH**  
4 **SUBSECTION (D) OF THIS SECTION.**

5           **(D) THE COUNTY TREASURER MAY BE REMOVED FROM OFFICE BY THE**  
6 **COUNTY COMMISSIONERS IF:**

7           **(1) THE TREASURER IS NOT PRESENT IN THE TREASURER'S OFFICE**  
8 **FOR THE TRANSACTION OF BUSINESS AS REQUIRED BY § 3-103 OF THIS SUBTITLE**  
9 **FOR AT LEAST 8 MONTHS DURING A PERIOD OF 1 YEAR; AND**

10           **(2) WITHIN 1 WEEK AFTER THE COUNTY TAX SALE, THE TREASURER**  
11 **FAILS TO PROVIDE THE COUNTY COMMISSIONERS WITH A CERTIFICATE OF SALE IN**  
12 **ACCORDANCE WITH § 14-824(D) OF THE TAX - PROPERTY ARTICLE OF THE**  
13 **ANNOTATED CODE OF MARYLAND FOR EACH PROPERTY OFFERED FOR SALE AT THE**  
14 **TAX SALE FOR WHICH THERE WAS NO PRIVATE PURCHASER.**

15 3-103.

16           **(A)** The County Commissioners shall provide and furnish the Treasurer an office  
17 in the courthouse building or in some other building as near to the courthouse as possible.

18           **(B)** The Treasurer shall keep the office open from 9 a.m. to 4 p.m. every day except  
19 Saturdays, Sundays, and legal holidays.

20           **(C)** Either the Treasurer or the deputy shall be present in the office for the  
21 transaction of business at those times.

22           SECTION 2. AND BE IT FURTHER ENACTED, That actions taken or not taken by  
23 the County Treasurer within 1 year before the effective date of this Act may provide a basis  
24 for the County Commissioners to remove the County Treasurer from office after the  
25 effective date of this Act.

26           SECTION 3. AND BE IT FURTHER ENACTED, That this Act is an emergency  
27 measure, is necessary for the immediate preservation of the public health or safety, has  
28 been passed by a ye and nay vote supported by three-fifths of all the members elected to  
29 each of the two Houses of the General Assembly, and shall take effect from the date it is  
30 enacted.