

SENATE BILL 908

F3

2lr1872

By: **Harford County Senators**

Introduced and read first time: February 10, 2022

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Harford County Board of Education – Appointment of Members – Alterations**

3 FOR the purpose of altering the process for appointing members of the Harford County
4 Board of Education; and generally relating to the Harford County Board of
5 Education.

6 BY repealing and reenacting, without amendments,
7 Article – Education
8 Section 3–6A–01(b) and (c)
9 Annotated Code of Maryland
10 (2018 Replacement Volume and 2021 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article – Education
13 Section 3–6A–01(d), (e), and (f)
14 Annotated Code of Maryland
15 (2018 Replacement Volume and 2021 Supplement)

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

18 **Article – Education**

19 3–6A–01.

20 (b) The county board consists of:

21 (1) Six elected members;

22 (2) Three appointed members;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(3) The county superintendent of schools, who is an ex officio nonvoting member; and

(4) One student member.

(c) (1) (i) A member from a councilmanic district shall be a resident of that district.

(ii) A member from a councilmanic district who no longer resides in that district may not continue as a member of the county board.

(2) A member of the county board shall be a registered voter of the county for at least 3 years prior to the date of the beginning of the term of office of the member.

(d) (1) Of the nine voting members of the county board elected or appointed under this subsection:

(i) One member shall be elected from each of the six councilmanic districts only by the voters of that councilmanic district; and

(ii) Three members shall be appointed by the [Governor] **COUNTY EXECUTIVE, SUBJECT TO THE ADVICE AND CONSENT OF THE COUNTY COUNCIL, BY A VOTE OF AT LEAST FIVE MEMBERS OF THE COUNTY COUNCIL.**

(2) The elected members shall be elected at a general election as required by subsection (e) of this section.

(3) **(I)** The appointed members shall be appointed, when appropriate, within 90 days of the general election.

(II) IN APPOINTING MEMBERS TO THE COUNTY BOARD, THE COUNTY EXECUTIVE SHALL ENSURE, TO THE EXTENT PRACTICABLE, THAT THE TOTAL MAKEUP OF THE COUNTY BOARD REFLECTS THE GENDER, ETHNIC, AND RACIAL DIVERSITY OF THE COUNTY.

(e) (1) An elected member serves for a term of 4 years beginning on the first Monday in December after the election of the member and until a successor is elected and qualifies.

(2) **[An] EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, AN** appointed member serves for a term of 4 years beginning July 1 after the appointment of the member and until a successor is appointed and qualifies.

(3) THE MEMBERS APPOINTED UNDER SUBSECTION (D)(1)(II) OF THIS SECTION WITHIN 90 DAYS OF THE GENERAL ELECTION IN 2022 SHALL SERVE FOR A TERM OF 2 YEARS AND UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

1 ~~[(3)]~~ (4) (i) Unless otherwise disqualified under this section, a
2 member of the county board is eligible for reelection or reappointment.

3 (ii) A voting elected member or an appointed member may not serve
4 for more than two consecutive terms as a voting member.

5 ~~[(4)]~~ (5) The Harford County Board of Elections may adopt regulations to
6 implement this subsection.

7 (f) (1) The Harford County Council shall appoint a qualified individual to fill
8 any vacancy of an elected member on the county board for the remainder of the term and
9 until a successor is elected and qualifies.

10 (2) (I) The [Governor] **COUNTY EXECUTIVE** shall appoint a qualified
11 individual to fill any vacancy of an appointed member of the county board for the remainder
12 of the term and until a successor is appointed and qualifies.

13 (II) **AN APPOINTMENT MADE IN ACCORDANCE WITH THIS**
14 **PARAGRAPH IS SUBJECT TO THE ADVICE AND CONSENT OF THE COUNTY COUNCIL**
15 **BY A VOTE OF AT LEAST FIVE MEMBERS OF THE COUNTY COUNCIL.**

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
17 1, 2022.