

Chapter 569

(House Bill 603)

AN ACT concerning

**Harford County Board of Education – ~~Appointed~~ Appointment of Members –
Alterations**

FOR the purpose of altering the ~~number of the appointed members on the Harford County Board of Education and the~~ process for appointing ~~those~~ members of the Harford County Board of Education; and generally relating to the Harford County Board of Education.

BY repealing and reenacting, without amendments,

Article – Education

Section ~~3-6A-01(a)~~ 3-6A-01(b) and (c)

Annotated Code of Maryland

(2018 Replacement Volume and 2021 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section ~~3-6A-01(b), (d)~~ 3-6A-01(d), (e), and (f)

Annotated Code of Maryland

(2018 Replacement Volume and 2021 Supplement)

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

Article – Education

3-6A-01.

~~(a) (1) In this subtitle, “elected member” means a voting member elected under subsection (d) or (e) of this section or a member appointed to an elected position on the Harford County Board of Education under subsection (f)(1) of this section.~~

~~(2) “Elected member” does not include a:~~

~~(i) County superintendent of schools serving as an ex officio member of the county board; or~~

~~(ii) Student member selected under subsection (g) of this section.~~

(b) The county board consists of:

(1) Six elected members;

- (2) ~~{Three}~~ **ONE** appointed ~~{members}~~ **MEMBER**;
- (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}~~ **SEVEN** 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}~~ **ONE MEMBER** 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}~~ **MEMBER** 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] ~~THE~~ **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.

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

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

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

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

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

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

~~SECTION 2. AND BE IT FURTHER ENACTED, That, of the three appointed members of the Harford County Board of Education who are serving on the effective date of this Act:~~

~~(1) the terms of the two members whose terms are scheduled to expire on June 30, 2023, shall terminate on June 30, 2023; and~~

~~(2) the term of the one member whose term is scheduled to expire on June 30, 2023, shall expire on June 30, 2023, and the member appointed by the Harford County Executive, subject to the advice and consent of the Harford County Council, shall succeed the appointed member and serve for a term of 4 years beginning July 1, 2023, until a successor is appointed and qualifies.~~

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

Enacted under Article II, § 17(c) of the Maryland Constitution, May 29, 2022.