

HOUSE BILL 797

F1

2lr1301

By: **Delegate Luedtke**

Introduced and read first time: February 3, 2022

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **County Boards of Education – Student Membership – Alterations**

3 FOR the purpose of requiring each student member of a county board of education to have
4 certain voting rights; adding a student member to certain county boards; and
5 generally relating to student members of county boards of education.

6 BY repealing and reenacting, without amendments,
7 Article – Education
8 Section 3–108.1(c), 3–2A–01(a), 3–2B–01(a), 3–3A–01(a), 3–501(a)(1), 3–6A–01(a)
9 and (b), 3–701(a)(1), 3–1002(b), 3–12A–01(g), and 3–13A–03(a)(1)
10 Annotated Code of Maryland
11 (2018 Replacement Volume and 2021 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article – Education
14 Section 3–108.1(d) and (m), 3–201(a), (b), and (f), 3–204, 3–2A–06, 3–2B–05, 3–301(a)
15 and (h), 3–3A–01(d)(2), 3–3A–02(a) and (f), 3–401(a) and (f), 3–4A–01(a) and
16 (f), 3–501(h), 3–5A–01(a) and (g), 3–5B–01(a) and (e), 3–601(a), (b), (d)(2), and
17 (f), 3–6A–01(g), 3–701(f), 3–801(a), 3–803, 3–1002(g), 3–10A–01, 3–10A–04,
18 3–1101, 3–1201(a), 3–1202, 3–1203, 3–12A–01(a), (e), (f), and (h), 3–12A–04,
19 3–12A–06, 3–1301(a) through (c), 3–1302, 3–13A–01(a), 3–13A–02,
20 3–13A–03(a)(2), 3–13A–04, 3–13A–06, 3–1401, 3–1403, and 3–1404
21 Annotated Code of Maryland
22 (2018 Replacement Volume and 2021 Supplement)

23 BY adding to
24 Article – Education
25 Section 3–801(f), 3–1201(f), 3–1301(f), and 3–13A–07
26 Annotated Code of Maryland
27 (2018 Replacement Volume and 2021 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

Article – Education

3–108.1.

(c) There is a Baltimore City Board of School Commissioners of the Baltimore City Public School System.

(d) (1) The board consists of:

(i) Except as provided in paragraph (2) of this subsection, nine voting members appointed by the Mayor from a list of qualified individuals submitted to the Mayor by the panel;

(ii) Two elected voting members; and

(iii) One voting student member [appointed] **ELECTED** as provided in subsection (m) of this section.

(2) If the Mayor elects not to appoint a member from a list submitted by the panel under paragraph (1)(i) of this subsection, the Mayor shall reconvene the panel to submit additional names of qualified candidates.

(m) (1) The student member shall be a student enrolled in the Baltimore City Public School System who shall be [selected by the Associated Student Congress of Baltimore City] **ELECTED BY THE HIGH SCHOOL STUDENTS OF BALTIMORE CITY IN ACCORDANCE WITH PROCEDURES ESTABLISHED BY THE BOARD.**

(2) The term of a student member is 1 year.

(3) A student member may not serve more than two consecutive full terms.

(4) **[The] SUBJECT TO PARAGRAPH (6) OF THIS SUBSECTION, THE** student member may vote on all matters before the board except those relating to[:

(i) Personnel;

(ii) Capital and operating budgets;

(iii) School closings, reopenings, and boundaries;

(iv) Collective bargaining decisions;

(v) Student disciplinary matters; and

(vi) Appeals to the board as provided under §§ 4–205 and 6–202 of this article] **§ 6–202(A) OF THIS ARTICLE.**

(5) **[The] UNLESS INVITED TO ATTEND BY THE AFFIRMATIVE VOTE OF A MAJORITY OF THE COUNTY BOARD, THE** student member may not attend or participate in an executive or special session of the board **THAT RELATES TO HEARINGS HELD UNDER § 6–202(A) OF THIS ARTICLE.**

(6) **ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE BOARD MAY DETERMINE, ON A CASE–BY–CASE BASIS, WHETHER A MATTER UNDER CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN PARAGRAPH (4) OF THIS SUBSECTION.**

(7) **EXCEPT AS PROVIDED IN PARAGRAPHS (4), (5), AND (6) OF THIS SUBSECTION, THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS AN ELECTED OR APPOINTED MEMBER.**

3–201.

(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 county board under subsection (e)(3) of this section.

(2) “Elected member” does not include the [nonvoting] student member selected under subsection (f) of this section.

(b) The Allegany County Board consists of:

(1) Five elected members; and

(2) One [nonvoting] student member, who is to advise the other members of the county board on the viewpoint of students who attend Allegany County public schools.

(f) (1) The [nonvoting] student member of the county board shall be:

(i) A twelfth grade student, in good standing, and regularly enrolled in an Allegany County public school;

(ii) A resident of Allegany County for at least 2 years; and

(iii) Of good character.

(2) The [nonvoting] student member shall be nominated and elected for a 1–year term during the school year prior to the school year that the member is to serve on

the county board in accordance with procedures adopted by the Allegany County Association of Student Councils.

(3) If a vacancy occurs in the student member's position before the end of the term, a qualified student shall be selected for the remainder of the term in accordance with procedures of the Allegany County Association of Student Councils.

(4) EXCEPT AS PROVIDED IN PARAGRAPHS (5), (6), AND (7) OF THIS SUBSECTION, THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS AN ELECTED MEMBER.

(5) UNLESS INVITED TO ATTEND BY THE AFFIRMATIVE VOTE OF A MAJORITY OF THE COUNTY BOARD, THE STUDENT MEMBER MAY NOT ATTEND AN EXECUTIVE SESSION THAT RELATES TO HEARINGS HELD UNDER § 6-202(A) OF THIS ARTICLE.

(6) SUBJECT TO PARAGRAPH (7) OF THIS SUBSECTION, THE STUDENT MEMBER SHALL VOTE ON ALL MATTERS EXCEPT THOSE RELATING TO § 6-202(A) OF THIS ARTICLE.

(7) ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN PARAGRAPH (6) OF THIS SUBSECTION.

3-204.

(a) All actions of the county board shall be taken at a public meeting and a record of the meeting and all actions shall be made public.

(b) This section does not prohibit the county board from meeting and deliberating in executive session, provided that any action of the board, together with the individual vote of each member, is contained in a public record.

(c) [A nonvoting] **EXCEPT FOR EXECUTIVE SESSIONS RELATED TO HEARINGS UNDER § 6-202(A) OF THIS ARTICLE, THE student member may [not] attend executive sessions of the county board.**

3-2A-01.

(a) The Anne Arundel County Board of Education consists of:

(1) Seven nonpartisan elected members; and

(2) One student member.

1 3-2A-06.

2 (A) The affirmative vote of at least five members of the county board is required
3 for the approval of any action.

4 (B) **THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS AN**
5 **ELECTED MEMBER.**

6 3-2B-01.

7 (a) The Baltimore County Board of Education consists of:

8 (1) Seven nonpartisan elected members;

9 (2) Four appointed members; and

10 (3) One student member.

11 3-2B-05.

12 (a) The student member shall:

13 (1) Be an 11th or a 12th grade student in the Baltimore County public
14 school system elected by the middle school and high school students of the county in
15 accordance with procedures established by the Baltimore County student councils;

16 (2) Serve for 1 year; and

17 (3) Advise the county board on the thoughts and feelings of students.

18 (b) Unless invited to attend by an affirmative vote of a majority of the county
19 board, the student member may not attend an executive session that relates to[:

20 (1) Hearings on appeals of special education placements;

21 (2) Hearings] **HEARINGS** held under § 6-202(a) of this article[; or

22 (3) Collective bargaining].

23 (c) Subject to subsection (d) of this section, the student member may vote on all
24 matters except those relating to[:

25 (1)] § 6-202(a) of this article[;

26 (2) Collective bargaining;

(3) Capital and operating budgets; and

(4) School closings, reopenings, and boundaries].

(d) On a majority vote of the nonstudent members, the county board may determine, on a case-by-case basis, whether a matter under consideration is covered by the exclusionary [provisions listed] **PROVISION** in subsection (c) of this section.

(E) EXCEPT AS PROVIDED IN SUBSECTIONS (B), (C), AND (D) OF THIS SECTION, THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS AN ELECTED OR APPOINTED MEMBER.

3–301.

(a) The Calvert County Board consists of five voting members and one [nonvoting] **VOTING** student member.

(h) (1) The student member shall:

(i) Be an eleventh or twelfth grade student in the Calvert County public school system elected by the high school students of the county in accordance with procedures established by the school system;

(ii) Serve for 1 year beginning on June 1;

(iii) Be a [nonvoting] **VOTING** member; and

(iv) Advise the board on the thoughts and feelings of the students.

(2) EXCEPT AS PROVIDED IN PARAGRAPHS (3), (4), AND (5) OF THIS SUBSECTION, THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS AN ELECTED MEMBER.

[(2)] (3) Unless invited to attend by an affirmative vote of a majority of the county board, the student may not attend an executive session **THAT RELATES TO HEARINGS HELD UNDER § 6–202(A) OF THIS ARTICLE.**

(4) SUBJECT TO PARAGRAPH (5) OF THIS SUBSECTION, THE STUDENT MEMBER SHALL VOTE ON ALL MATTERS EXCEPT THOSE RELATING TO § 6–202(A) OF THIS ARTICLE.

(5) ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER

1 **CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN PARAGRAPH (4)**
2 **OF THIS SUBSECTION.**

3 3–3A–01.

4 (a) In this subtitle the following words have the meanings indicated.

5 (d) (2) “Elected member” does not include the [nonvoting] student members
6 [selected] **ELECTED** under § 3–3A–02(f) of this subtitle.

7 3–3A–02.

8 (a) The Caroline County Board of Education consists of:

9 (1) Three elected members;

10 (2) Two appointed members; and

11 (3) Two [nonvoting] student members.

12 (f) (1) A student member of the county board shall:

13 (i) Be a regularly enrolled eleventh or twelfth grade student of good
14 character and in good standing in a Caroline County public high school during the student’s
15 term in office;

16 (ii) Be [selected] **ELECTED** in the student’s tenth or eleventh grade
17 in accordance with paragraph (3) of this subsection; and

18 (iii) 1. Serve for a term of 1 year; and

19 2. If the student is in the twelfth grade, continue to serve
20 after graduation and until a successor is [selected] **ELECTED** and qualifies.

21 (2) Each high school in the county shall be represented by a student
22 member of the county board.

23 (3) (i) [For nomination to the county board, the student body shall
24 submit to the principal of the high school a list of nominees that contains the names of
25 eligible students] **THE NOMINATION AND ELECTION PROCESS SHALL BE DETERMINED**
26 **BY THE COUNTY BOARD.**

27 (ii) [The principal of the high school shall select the student member
28 from the list of nominees submitted to the principal under subparagraph (i) of this
29 paragraph] **THE PROCESS ADOPTED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH**

1 **SHALL INCLUDE A METHOD TO FILL A VACANCY OF THE STUDENT MEMBER IF A**
2 **VACANCY OCCURS DURING THE TERM OF THE STUDENT MEMBER.**

3 (4) [If a vacancy in the position of student member occurs during the term
4 of a student member, the principal of the high school represented on the county board shall
5 select another student member using the method set forth under paragraph (3) of this
6 subsection] **EXCEPT AS PROVIDED IN PARAGRAPHS (5), (6), AND (7) OF THIS**
7 **SUBSECTION, THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS AN**
8 **ELECTED OR APPOINTED MEMBER.**

9 (5) **UNLESS INVITED TO ATTEND BY THE AFFIRMATIVE VOTE OF A**
10 **MAJORITY OF THE COUNTY BOARD, THE STUDENT MEMBER MAY NOT ATTEND AN**
11 **EXECUTIVE SESSION THAT RELATES TO HEARINGS HELD UNDER § 6–202(A) OF THIS**
12 **ARTICLE.**

13 (6) **SUBJECT TO PARAGRAPH (7) OF THIS SUBSECTION, THE STUDENT**
14 **MEMBER SHALL VOTE ON ALL MATTERS EXCEPT THOSE RELATING TO § 6–202(A) OF**
15 **THIS ARTICLE.**

16 (7) **ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY**
17 **BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER**
18 **CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN PARAGRAPH (6)**
19 **OF THIS SUBSECTION.**

20 3–401.

21 (a) The Carroll County Board consists of:

22 (1) Five voting members;

23 (2) Subject to subsection (f) of this section, one [nonvoting] **VOTING**
24 student [representative] **MEMBER**; and

25 (3) The County Commissioners, who are nonvoting ex officio members.

26 (f) (1) The student [representative] **MEMBER** shall:

27 (i) Be an eleventh or a twelfth grade student in the Carroll County
28 public school system elected by the high school students of the county in accordance with
29 procedures established by the school system;

30 **(II) VOTE ON MATTERS BEFORE THE BOARD;**

31 [(ii)] **(III)** Be a student government association representative at the
32 student's high school;

1 ~~[(iii)]~~ **(IV)** Serve for 1 year beginning on July 1 after the election of
2 the student representative; and

3 ~~[(iv)]~~ **(V)** Advise the county board on the thoughts and feelings of
4 students in Carroll County public schools.

5 **(2) EXCEPT AS PROVIDED IN PARAGRAPHS (3), (4), AND (5) OF THIS**
6 **SUBSECTION, THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS A**
7 **VOTING MEMBER.**

8 ~~[(2)]~~ **(3)** Unless invited to attend by an affirmative vote of a majority of
9 the county board, the student ~~[representative]~~ **MEMBER** may not attend an executive
10 session of the county board **THAT RELATES TO HEARINGS HELD UNDER § 6-202(A) OF**
11 **THIS ARTICLE.**

12 **(4) SUBJECT TO PARAGRAPH (5) OF THIS SUBSECTION, THE STUDENT**
13 **MEMBER SHALL VOTE ON ALL MATTERS EXCEPT THOSE RELATING TO §**
14 **6-202(A) OF THIS ARTICLE.**

15 **(5) ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY**
16 **BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER**
17 **CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN PARAGRAPH (4)**
18 **OF THIS SUBSECTION.**

19 3-4A-01.

20 (a) The Cecil County Board consists of six members as follows:

21 (1) One voting member elected from each of the five commissioner districts;
22 and

23 (2) One ~~[nonvoting]~~ **VOTING** student member.

24 (f) (1) The student member shall:

25 (i) Be an eleventh or twelfth grade student in the Cecil County
26 public school system elected by the high school students of the county in accordance with
27 procedures established by the school system;

28 (ii) Serve for 1 year beginning on July 1 after the election of the
29 member;

30 (iii) Be a ~~[nonvoting]~~ **VOTING** member; and

(iv) Advise the county board on the thoughts and feelings of students.

(2) EXCEPT AS PROVIDED IN PARAGRAPHS (3), (4), AND (5) OF THIS SUBSECTION, THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS A VOTING MEMBER.

[(2)] (3) Unless invited to attend by an affirmative vote of a majority of the county board, the student member may not attend an executive session THAT RELATES TO HEARINGS HELD UNDER § 6-202(A) OF THIS ARTICLE.

(4) SUBJECT TO PARAGRAPH (5) OF THIS SUBSECTION, THE STUDENT MEMBER SHALL VOTE ON ALL MATTERS EXCEPT THOSE RELATING TO § 6-202(A) OF THIS ARTICLE.

(5) ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN PARAGRAPH (4) OF THIS SUBSECTION.

3-501.

(a) (1) The Charles County Board consists of:

(i) Nine elected members; and

(ii) One student member.

(h) (1) The student member of the Charles County Board shall be an 11th or 12th grade student in the Charles County Public School System.

(2) The student member, and an alternate, shall be [selected by the Charles County Association of Student Councils] **ELECTED IN ACCORDANCE WITH PROCEDURES ESTABLISHED BY THE COUNTY BOARD.**

(3) The term of the student member shall be 1 year.

(4) (i) The student member shall be a voting member of the board.

(ii) **[The] SUBJECT TO PARAGRAPH (6) OF THIS SUBSECTION, THE** student member may vote on all matters before the board except those relating to[:

1. Hearings on appeals of special education placements;

2. Hearings held under §§ 4-205 and 7-305 of this article;

3. Personnel matters, including those under §§ 6–201 and

4. Appointment, salary, and evaluation of the county

6. Capital and operating budgets; and

7. School closings, openings, and boundaries] § 6-202(A) OF

s invited to attend by an affirmative vote of a majority of the
 member may not attend an executive session that relates to [any
 ent member may not vote] **HEARINGS HELD UNDER § 6-202(A)**

majority vote of the elected members, the county board may, on a case-by-case basis, whether a matter under consideration is covered by provisions listed in **PROVISION** in paragraph (4) of this subsection.

PT AS PROVIDED IN PARAGRAPHS (4), (5), AND (6) OF THIS

The State Board may remove the student member from the manner as an elected member.

ter County Board consists of:

rotating members, elected in accordance with subsection (b) of this

nonvoting] **VOTING** student member from each public high school

student member shall:

Be a twelfth grade student in the Dorchester County public
the high school students of the public school that the student
th procedures established by the school system;

(ii) Serve for 1 year beginning on July 1 after the election of the member;

(iii) Be a [nonvoting] VOTING member; and

(iv) Advise the board on the interests of students.

(2) EXCEPT AS PROVIDED IN PARAGRAPHS (3), (4), AND (5) OF THIS SUBSECTION, EACH STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS A VOTING MEMBER.

[(2)] (3) Unless invited to attend by an affirmative vote of a majority of the county board, the student members may not attend an executive session THAT RELATES TO HEARINGS HELD UNDER § 6-202(A) OF THIS ARTICLE.

(4) SUBJECT TO PARAGRAPH (5) OF THIS SUBSECTION, THE STUDENT MEMBERS SHALL VOTE ON ALL MATTERS EXCEPT THOSE RELATING TO § 6-202(A) OF THIS ARTICLE.

(5) ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN PARAGRAPH (4) OF THIS SUBSECTION.

3-5B-01.

(a) The Frederick County Board consists of eight members as follows:

(1) Seven members elected from the county at large; and

(2) One [nonvoting] student member.

(e) (1) The student member shall:

(i) Be an eleventh or twelfth grade student in the Frederick County public school system elected by the high school students of the county in accordance with procedures established by the school system;

(ii) Serve for 1 year beginning on July 1 after the election of the member;

(iii) Be a [nonvoting] VOTING member; and

(iv) Advise the county board on the thoughts and feelings of students.

(2) EXCEPT AS PROVIDED IN PARAGRAPHS (3), (4), AND (5) OF THIS SUBSECTION, THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS A VOTING MEMBER.

[(2)] (3) Unless invited to attend by an affirmative vote of a majority of the county board, the student member may not attend an executive session THAT RELATES TO HEARINGS HELD UNDER § 6-202(A) OF THIS ARTICLE.

(4) SUBJECT TO PARAGRAPH (5) OF THIS SUBSECTION, THE STUDENT MEMBER SHALL VOTE ON ALL MATTERS EXCEPT THOSE RELATING TO § 6-202(A) OF THIS ARTICLE.

(5) ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN PARAGRAPH (4) OF THIS SUBSECTION.

3-601.

(a) (1) In this subtitle, “elected member” means a member of the county board elected under subsection (b)(1) or (2) of this section or appointed to fill a vacancy under subsection (e)(3) of this section.

(2) “Elected member” does not include the student member [selected] **ELECTED** under subsection (f) of this section.

(b) The Garrett County Board consists of:

(1) One elected member from each county commissioner district;

(2) Two elected members from the county at large; and

(3) One [nonvoting] student member.

(d) (2) The student member shall be [selected] **ELECTED** in accordance with subsection (f) of this section.

(f) (1) [Each May, the elected members of the county board shall select a student member, and an alternate to serve in the event of a vacancy in the student member’s position, from among candidates recommended by the Garrett County Association of Student Councils] **THE STUDENT MEMBER AND AN ALTERNATE SHALL BE ELECTED BY THE HIGH SCHOOL STUDENTS OF GARRETT COUNTY IN ACCORDANCE WITH PROCEDURES ESTABLISHED BY THE COUNTY BOARD.**

(2) The term of the student member is 1 year and begins on July 1.

1 (3) To be considered for the position of student member, or as the alternate
2 for the student member's position, a student shall:

3 (i) Be a sophomore or junior in high school at the time of applying;

4 (ii) Have attended Garrett County public schools for at least 2 years;

5 (iii) Be in good academic standing and have maintained a grade
6 average of at least 80% during the previous 2 academic years; and

7 (iv) Not have experienced significant attendance or disciplinary
8 problems during the student's high school career.

9 (4) [(i) The Garrett County Association of Student Councils shall
10 propose procedures governing the selection of candidates for the student member's position.

11 (ii) The procedures proposed under this paragraph are subject to the
12 approval of the elected members of the board.

13 (iii) The procedures adopted under this paragraph shall provide for
14 the selection of up to four candidates, selected by the Garrett County Association of Student
15 Councils by secret ballot, for the position of student member. The names of the candidates
16 shall be forwarded to the elected members of the county board for final selection of the
17 student member and of an alternate.

18 (5)] The student member:

19 (i) Shall attend all regular meetings of the county board;

20 (ii) May attend special public meetings of the county board;

21 (iii) Shall attend all meetings of the Garrett County Association of
22 Student Councils; and

23 (iv) Shall continue to meet all the requirements for selection to the
24 student member position.

25 **(5) EXCEPT AS PROVIDED IN PARAGRAPHS (6), (7), AND (8) OF THIS**
26 **SUBSECTION, THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS AN**
27 **ELECTED MEMBER.**

28 **(6) [The] UNLESS INVITED TO ATTEND BY AN AFFIRMATIVE VOTE OF**
29 **A MAJORITY OF THE COUNTY BOARD, THE** student member may not attend executive
30 sessions of the county board **THAT RELATE TO HEARINGS HELD UNDER § 6-202(A) OF**
31 **THIS ARTICLE.**

(7) SUBJECT TO PARAGRAPH (8) OF THIS SUBSECTION, THE STUDENT MEMBER SHALL VOTE ON ALL MATTERS EXCEPT THOSE RELATING TO § 6-202(A) OF THIS ARTICLE.

(8) ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN PARAGRAPH (7) OF THIS SUBSECTION.

3-6A-01.

(a) (1) In this subtitle, "elected member" means a voting member elected under subsection (d) or I 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 appointed members;

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

(4) One student member.

(g) (1) The student member of the county board shall be elected by the high school students of the county in accordance with procedures established by the Harford County public school system.

(2) The student member shall:

(i) Be an eleventh or twelfth grade student, in good standing, and regularly enrolled in the Harford County public school system;

(ii) Be a student government association representative at the student's high school;

(iii) Serve for 1 year beginning on July 1 after the election of the member;

(iv) Except as otherwise provided in paragraph (3) of this subsection, be a voting member; and

(v) Advise the county board on the thoughts and feelings of students in the Harford County public schools.

(3) (i) Except as [otherwise] provided in [subparagraph (iii)] **SUBPARAGRAPHS (II) THROUGH (IV)** of this paragraph, the student member of the county board has the same rights and privileges as a member appointed or elected under subsection (d) of this section.

(ii) Unless invited to attend by an affirmative vote of a majority of the county board, the student member may not attend an executive session of the county board [addressing a matter on which a student member is prohibited from voting on under subparagraph (iii) of this paragraph] **RELATING TO HEARINGS HELD UNDER § 6-202(A) OF THIS ARTICLE.**

(iii) [The] **SUBJECT TO SUBPARAGRAPH (IV) OF THIS PARAGRAPH, THE** student member shall vote on and participate in all matters except those relating to[:

1. Geographical attendance areas under § 4-109 of this article;

2. Acquisition and disposition of real property and matters pertaining to school construction under § 4-115 of this article;

3. Employment of architects under § 4-117 of this article;

4. Donations under § 4-118 of this article;

5. Condemnation under § 4-119 of this article;

6. Consolidation of schools and transportation of students under § 4-120 of this article;

7. Appointment and salary of a county superintendent under §§ 4-201 and 4-202 of this article;

8. Employee discipline and other appeals under § 4-205(c) of this article;

9. Budgetary matters under Title 5 of this article;

10. Appointment and promotion of staff under § 6–201 of this article;
11. Discipline of certificated staff under § 6–202 of this article;
12. Collective bargaining for certificated employees under Title 6, Subtitle 4 of this article;
13. Collective bargaining for noncertificated employees under Title 6, Subtitle 5 of this article;
14. Student suspension and expulsion under § 7–305 of this article; and
15. School calendar and curriculum] **§ 6–202(A) OF THIS ARTICLE.**

(IV) ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN SUBPARAGRAPH (III) OF THIS PARAGRAPH.

3–701.

(a) (1) The Howard County Board consists of:

(i) Seven elected members; and

(ii) One student member.

(f) (1) The student member shall be a bona fide resident of Howard County and a regularly enrolled junior or senior year student from a Howard County public high school.

(2) The student member shall serve for a term of 1 year beginning on July 1 after the member's election, subject to confirmation of the election results by the county board.

(3) The nomination and election process for the student member:

(i) Shall be approved by the Howard County Board of Education;

(ii) Shall include a provision that provides for the replacement of one or both of the final candidates if one or both of them are unable, ineligible, or disqualified to proceed in the election; and

(iii) Shall allow for any student in grades 6 through 11 enrolled in a Howard County public school to vote directly for one of the two student member candidates.

(4) The student member candidate who receives the second highest number of votes in the direct election:

(i) Shall become the alternate student member; and

(ii) Shall serve if the student member who is elected is unable, ineligible, or disqualified to complete the student member's term of office.

(5) Except as provided in paragraphs (6) [and], (7), AND (8) of this subsection, the student member has the same rights and privileges as an elected member.

(6) Unless invited to attend by the affirmative vote of a majority of the county board, the student member may not attend a closed session [addressing a matter on which a student member is prohibited from voting under paragraph (7) of this subsection] **RELATING TO HEARINGS HELD UNDER § 6-202(A) OF THIS ARTICLE.**

(7) [The] **SUBJECT TO PARAGRAPH (8) OF THIS SUBSECTION, THE** student member shall vote on all matters except those relating to[:

(i) Geographical attendance areas under § 4-109 of this article;

(ii) Acquisition and disposition of real property and matters pertaining to school construction under § 4-115 of this article;

(iii) Employment of architects under § 4-117 of this article;

(iv) Donations under § 4-118 of this article;

(v) Condemnation under § 4-119 of this article;

(vi) Consolidation of schools and transportation of students under § 4-120 of this article;

(vii) Appointment and salary of a county superintendent under §§ 4-201 and 4-202 of this article;

(viii) Employee discipline and other appeals under § 4-205(c) of this article;

(ix) Budgetary matters under Title 5 of this article;

(x) Appointment and promotion of staff under § 6-201 of this article;

(xi) Discipline of certificated staff under § 6–202 of this article;

(xii) Collective bargaining for certificated employees under Title 6, Subtitle 4 of this article;

(xiii) Collective bargaining for noncertificated employees under Title 6, Subtitle 5 of this article; and

(xiv) Student suspension and expulsion under § 7–305 of this article]

§ 6–202(A) OF THIS ARTICLE.

(8) ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN PARAGRAPH (7) OF THIS SUBSECTION.

[(8)] (9) The student member may not receive compensation but, after submitting expense vouchers, shall be reimbursed for out-of-pocket expenses incurred in connection with official duties, in accordance with the procedures and regulations established by the county board.

3–801.

(a) The Kent County Board consists of [five]:

(1) FIVE ELECTED members; AND

(2) ONE STUDENT MEMBER.

(F) (1) THE STUDENT MEMBER OF THE COUNTY BOARD SHALL BE ELECTED BY THE HIGH SCHOOL STUDENTS OF THE COUNTY IN ACCORDANCE WITH PROCEDURES ESTABLISHED BY THE COUNTY BOARD.

(2) THE STUDENT MEMBER SHALL:

(I) BE AN ELEVENTH OR TWELFTH GRADE STUDENT, IN GOOD STANDING, AND REGULARLY ENROLLED IN THE KENT COUNTY PUBLIC SCHOOL SYSTEM;

(II) SERVE FOR 1 YEAR BEGINNING JULY 1 AFTER THE ELECTION OF THE MEMBER;

(III) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, BE A VOTING MEMBER; AND

(IV) ADVISE THE COUNTY BOARD ON THE THOUGHTS AND FEELINGS OF STUDENTS IN THE KENT COUNTY PUBLIC SCHOOLS.

(3) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPHS (II) THROUGH (IV) OF THIS PARAGRAPH, THE STUDENT MEMBER OF THE COUNTY BOARD HAS THE SAME RIGHTS AND PRIVILEGES AS AN ELECTED MEMBER.

(II) UNLESS INVITED TO ATTEND BY AN AFFIRMATIVE VOTE OF A MAJORITY OF THE COUNTY BOARD, THE STUDENT MEMBER MAY NOT ATTEND AN EXECUTIVE SESSION OF THE COUNTY BOARD RELATING TO HEARINGS HELD UNDER § 6-202(A) OF THIS ARTICLE.

(III) SUBJECT TO SUBPARAGRAPH (IV) OF THIS PARAGRAPH, THE STUDENT MEMBER SHALL VOTE ON AND PARTICIPATE IN ALL MATTERS EXCEPT THOSE RELATING TO § 6-202(A) OF THIS ARTICLE.

(IV) ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN SUBPARAGRAPH (III) OF THIS PARAGRAPH.

3-803.

(a) The chairman of the county board is entitled to receive \$2,400 annually as compensation and the other ELECTED members are entitled to receive \$2,000 each annually as compensation.

(b) The chairman and the other ELECTED members are entitled to the allowances for travel and other expenses provided in the Kent County budget.

3-1002.

(b) The Prince George's County Board consists of 14 members as follows:

(1) Nine elected members, each of whom resides in a different school board district;

(2) Four appointed members; and

(3) One student member selected under subsection (g)(2) of this section.

(g) (1) The student member shall be an eleventh or twelfth grade student in the Prince George's County public school system during the student's term in office.

(2) An eligible student shall file a nomination form at least 2 weeks before a special election meeting of the Prince George's Regional Association of Student Governments. Nomination forms shall be made available in the administrative offices of all public senior high schools in the county, the office of student concerns, and the office of the president of the regional association. The delegates to the regional association annually shall elect the student member to the board at a special election meeting to be held each school year.

(3) **[The] SUBJECT TO PARAGRAPH (4) OF THIS SUBSECTION, THE** student member may vote on all matters before the board except those relating to[:

(i) Capital and operating budgets;

(ii) School closings, reopenings, and boundaries;

(iii) Collective bargaining decisions;

(iv) Student disciplinary matters;

(v) Teacher and administrator disciplinary matters as provided under § 6–202(a) of this article; and

(vi) Other personnel matters] **§ 6–202(A) OF THIS ARTICLE.**

(4) On an affirmative vote of a majority of the elected and appointed members of the county board, the board may determine if a matter before the board relates to [a subject that the student member may not vote on under paragraph (3) of this subsection] **§ 6–202(A) OF THIS ARTICLE.**

(5) Unless invited to attend by an affirmative vote of a majority of the elected and appointed members of the county board, the student member may not attend an executive session that relates to [hearings on appeals of special education placements,] hearings held under § 6–202(a) of this article[, or collective bargaining].

(6) EXCEPT AS PROVIDED IN PARAGRAPHS (3), (4), AND (5) OF THIS SUBSECTION, THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS AN ELECTED OR APPOINTED MEMBER.

[(6)] (7) The Prince George's Regional Association of Student Governments may establish procedures for the election of the student member of the county board.

[(7)] (8) The election procedures established by the Prince George's Regional Association of Student Governments are subject to the approval of the elected and appointed members of the county board.

1 3-10A-01.

2 (a) The Queen Anne's County Board consists of:

3 (1) Five [voting,] nonpartisan, elected members; and

4 (2) One [nonvoting] student representative from each public high school in
5 the county.

6 (b) The five [voting,] nonpartisan, elected members shall be elected by the voters
7 of the entire county at a general election in accordance with subsection (c) of this section.

8 (c) (1) (i) One [voting] **ELECTED** member shall reside in and be elected
9 from each of the four county commissioner districts; and

10 (ii) One **ELECTED** member shall reside in the county and be elected
11 from the county at large.

12 (2) (i) **[A] AN ELECTED** member from a county commissioner district
13 who no longer resides in the district may not continue as a member of the county board.

14 (ii) A member at large who no longer resides in the county may not
15 continue as a member of the county board.

16 (3) A candidate elected to the county board shall be a registered voter and
17 resident of Queen Anne's County for at least 3 years.

18 (d) (1) Subject to paragraph (2) of this subsection, each elected [voting]
19 member serves for a term of 4 years beginning on the first Monday in December after the
20 member's election and until a successor is elected and qualifies.

21 (2) The initial terms of the elected [voting] members are staggered as
22 follows:

23 (i) The three members elected to the county board at the general
24 election in November 2008 who receive the highest number of votes cast from among the
25 successful candidates at that election shall serve for a term of 6 years; and

26 (ii) The two members elected to the county board at the general
27 election in November 2008 who receive the least number of votes cast from among the
28 successful candidates at that election shall serve for a term of 4 years.

29 (3) (i) In case of a vacancy on the county board, the Governor shall
30 appoint a qualified person to serve on the county board until a successor is elected and
31 qualifies.

(ii) If the vacancy occurs before the filing deadline for candidates for the primary election that is held in the second year of the term, the individual appointed under subparagraph (i) of this paragraph shall serve until a successor is elected at the next general election and qualifies.

(iii) If the vacancy occurs after the filing deadline for candidates for the primary election that is held in the second year of the term, the individual appointed under subparagraph (i) of this paragraph shall serve for the remainder of the term of the vacating member and until a successor is elected at the next general election and qualifies.

(e) (1) The [nonvoting] student [members] **REPRESENTATIVES** of the county board shall be elected from each of the public high schools in the county by their respective student bodies.

(2) Each student [member] **REPRESENTATIVE** shall:

(i) Be an eleventh or twelfth grade student in good standing in the Queen Anne's County public school system;

(ii) Be a student government association representative at the student's high school;

(iii) Serve for 1 year beginning on July 1 after the election of the member;

(iv) [Be nonvoting] **VOTE ON MATTERS BEFORE THE BOARD**; and

(v) Advise the county board on the thoughts and feelings of students in the Queen Anne's County public schools.

(3) EXCEPT AS PROVIDED IN PARAGRAPHS (4), (5), AND (6) OF THIS SUBSECTION, THE STUDENT REPRESENTATIVES HAVE THE SAME RIGHTS AND PRIVILEGES AS AN ELECTED MEMBER.

[(3)] (4) Unless invited to attend by an affirmative vote of a majority of the county board, the student [member] **REPRESENTATIVES** may not attend an executive session of the county board **RELATING TO HEARINGS HELD UNDER § 6-202(A) OF THIS ARTICLE.**

(5) SUBJECT TO PARAGRAPH (6) OF THIS SUBSECTION, THE STUDENT REPRESENTATIVES SHALL VOTE ON AND PARTICIPATE IN ALL MATTERS EXCEPT THOSE RELATING TO § 6-202(A) OF THIS ARTICLE.

(6) ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER

1 **CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN PARAGRAPH (5)**
2 **OF THIS SUBSECTION.**

3 3–10A–04.

4 (a) The president of the county board is entitled to receive \$4,000 annually as
5 compensation and the other [voting] **ELECTED** members each are entitled to receive \$3,500
6 annually as compensation.

7 (b) The president of the county board and other **ELECTED** members each are
8 entitled to reimbursement not to exceed \$1,000 a year for travel and other expenses.

9 (c) The Queen Anne’s County Commissioners may increase the annual salary of
10 the county board.

11 3–1101.

12 (a) The St. Mary’s Board consists of:

13 (1) Five [voting] **ELECTED** members; and

14 (2) One student member.

15 (b) (1) The student member shall:

16 [(1)] (I) Be an 11th or 12th grade student in the St. Mary’s County Public
17 School System;

18 [(2)] (II) Serve for 1 year; AND

19 [(3)] Be a nonvoting member; and

20 [(4)] (III) Advise the county board on the thoughts and feelings of the
21 students.

22 (2) **EXCEPT AS PROVIDED IN PARAGRAPHS (3), (4), AND (5) OF THIS**
23 **SUBSECTION, THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS AN**
24 **ELECTED MEMBER.**

25 [(c)] (3) Unless invited to attend by an affirmative vote of a majority of the
26 county board, the student member may not attend an executive session of the county board
27 **RELATING TO HEARINGS HELD UNDER § 6–202(A) OF THIS ARTICLE.**

1 **(4) SUBJECT TO PARAGRAPH (5) OF THIS SUBSECTION, THE STUDENT**
2 **REPRESENTATIVES SHALL VOTE ON AND PARTICIPATE IN ALL MATTERS EXCEPT**
3 **THOSE RELATING TO § 6-202(A) OF THIS ARTICLE.**

4 **(5) ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY**
5 **BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER**
6 **CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN PARAGRAPH (4)**
7 **OF THIS SUBSECTION.**

8 **[(d)] (C)** (1) (i) **1.** A candidate elected to the county board shall be a
9 resident and registered voter of St. Mary's County.

10 **2.** A member who is no longer a resident and a registered
11 voter of St. Mary's County may not continue as a member of the county board.

12 (ii) A candidate who files to represent one of the commissioner
13 election districts must be a resident of that election district.

14 (iii) Candidates filing for office to represent the county at large may
15 reside anywhere in the county.

16 (2) An individual subject to the authority of the county board at the time
17 of filing is ineligible to be a candidate.

18 **[(e)] (D)** (1) The St. Mary's County Board consists of five **[voting]** members
19 who shall be elected as follows:

20 (i) One member shall be elected from the county at large; and

21 (ii) One member shall be elected from each of the four commissioner
22 districts.

23 (2) **[Voting] ELECTED** members of the county board shall be elected:

24 (i) At a general election as required by this section; and

25 (ii) On a general countywide ticket.

26 (3) Members of the county board elected in the 1996 general election from
27 Commissioner Districts One and Three shall serve for an initial term of 2 years. An election
28 shall be conducted in 1998 and every 4 years thereafter.

29 (4) Members of the county board elected in the 1996 general election from
30 Commissioner Election Districts Two and Four and from the county at large shall serve for
31 an initial term of 4 years. An election shall be conducted in 2000 and every 4 years
32 thereafter.

(5) Except as specified in this section, elections shall be conducted in accordance with Title 8, Subtitle 8 of the Election Law Article.

[(f)] (E) (1) The student member of the county board shall be elected by qualified students of the St. Mary's County Public School System. The student member shall not be subject to approval by the county board.

(2) The **[voting] ELECTED** members of the county board shall:

(i) Determine which students in the St. Mary's County Public School System may elect the student member of the county board; and

(ii) Develop nomination and election procedures governing the election of the student member.

[(g)] (F) (1) Except as specified in this section, an elected member shall serve for a term of 4 years. The term of each member shall commence on the first Monday in December after the member's election and shall continue until a successor is elected and qualifies.

(2) The term of the student member shall commence on the first Monday in July and continue for 1 year.

(3) If a vacancy occurs on the county board, the St. Mary's Board of County Commissioners shall appoint a qualified individual to serve for the remainder of that term and until a successor is elected and qualifies.

[(h)] (G) (1) The State Board may remove a member of the county board for:

(i) Immorality;

(ii) Misconduct in office;

(iii) Incompetence; or

(iv) Willful neglect of duty.

(2) Before removing a member, the State Board shall send the member a notice, by registered mail, return receipt requested, that specifies the charges against the member.

(3) (i) Within 15 days from the date the State Board sends the notice, the member may request a public hearing. The member shall send this request to the county board by registered mail, return receipt requested.

(ii) If the member requests a hearing, the State Board shall conduct a hearing promptly, but not before the 11th day from the date the State Board sent notice to the member.

(iii) The member shall have the right to a public hearing and to representation by counsel at the hearing.

(4) A member removed under this subsection has the right to a de novo review of the removal by the Circuit Court of St. Mary's County.

3-1201.

(a) The Somerset County Board shall [be elected and consists] **CONSIST** of [one]:

(1) ONE member elected from each commissioner district in the county;
AND

(2) ONE STUDENT MEMBER.

(F) (1) THE STUDENT MEMBER OF THE COUNTY BOARD SHALL BE ELECTED BY THE HIGH SCHOOL STUDENTS OF THE COUNTY IN ACCORDANCE WITH PROCEDURES ESTABLISHED BY THE COUNTY BOARD.

(2) THE STUDENT MEMBER SHALL:

(I) BE AN ELEVENTH OR TWELFTH GRADE STUDENT, IN GOOD STANDING, AND REGULARLY ENROLLED IN THE SOMERSET COUNTY PUBLIC SCHOOL SYSTEM;

(II) SERVE FOR 1 YEAR BEGINNING JULY 1 AFTER THE ELECTION OF THE MEMBER;

(III) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, BE A VOTING MEMBER; AND

(IV) ADVISE THE COUNTY BOARD ON THE THOUGHTS AND FEELINGS OF STUDENTS IN THE SOMERSET COUNTY PUBLIC SCHOOLS.

(3) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPHS (II) THROUGH (IV) OF THIS PARAGRAPH, THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS AN ELECTED MEMBER.

(II) UNLESS INVITED TO ATTEND BY AN AFFIRMATIVE VOTE OF A MAJORITY OF THE COUNTY BOARD, THE STUDENT MEMBER MAY NOT ATTEND AN

EXECUTIVE SESSION OF THE COUNTY BOARD RELATING TO HEARINGS HELD UNDER
§ 6-202(A) OF THIS ARTICLE.

(III) SUBJECT TO SUBPARAGRAPH (IV) OF THIS PARAGRAPH,
THE STUDENT MEMBER SHALL VOTE ON AND PARTICIPATE IN ALL MATTERS EXCEPT
THOSE RELATING TO § 6-202(A) OF THIS ARTICLE.

(IV) ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE
COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER
UNDER CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN
SUBPARAGRAPH (III) OF THIS PARAGRAPH.

3-1202.

At its first meeting at the beginning of each year, the county board shall elect a
chairman from among its ELECTED members.

3-1203.

(a) Annual compensation for the board is as follows:

(1) Chairman – \$3,000; and

(2) [Member] ELECTED MEMBER – \$2,700.

(b) The chairman and other ELECTED members are entitled to:

(1) Reimbursement for expenses incurred in official duties performed
outside Somerset County; and

(2) \$500 per member per year for expenses incurred in official duties
performed within Somerset County.

3-12A-01.

(a) The Talbot County Board consists of:

(1) Seven [voting] ELECTED members, one member elected from each of
the seven election districts for the county board established in accordance with this subtitle;
and

(2) Two [nonvoting] student members from the public high schools in the
county.

(e) (1) Each [voting] ELECTED member serves for a term of 4 years beginning
on December 1 after the member's election and until a successor is elected and qualifies.

(2) [A voting] **AN ELECTED** member may not serve for more than three consecutive terms.

(f) The terms of the [voting] **ELECTED** members are staggered as follows:

(1) One member elected from each of districts 1, 3, 4, and 7 at the 2006 general election, and every 4 years thereafter; and

(2) One member elected from each of districts 2, 5, and 6 at the 2008 general election, and every 4 years thereafter.

(g) (1) The Governor shall appoint a new member to fill any vacancy on the county board until a successor is elected and qualifies at the next congressional election.

(2) A resident of the district in which a vacancy exists may apply for appointment by the Governor to fill the vacancy.

(h) The student members shall be [appointed] **ELECTED** and serve on the county board in accordance with § 3-12A-06 of this subtitle.

3-12A-04.

(a) Subject to subsection (b) of this section, the [voting] **ELECTED** members shall receive compensation as set by the County Council.

(b) (1) The salary of each [voting] **ELECTED** member of the county board shall be at least \$3,200.

(2) The salary of the president of the county board shall be at least \$3,600.

3-12A-06.

(a) (1) There shall be two [nonvoting] student members on the Talbot County Board of Education.

(2) The student members shall advise the other members of the county board on the viewpoint of students who attend Talbot County public schools.

(b) (1) Each of the [nonvoting] student members of the county board shall be:

(i) A regularly enrolled 11th or 12th grade student in good standing at a Talbot County public school;

(ii) Qualified according to eligibility requirements established by the county board; and

(iii) Of good character.

(2) Each student member shall be [appointed] **ELECTED** for a 1-year term during the school year prior to the school year that the member is to serve on the county board.

(3) One student member shall be a student from St. Michaels High School and one student member shall be a student from Easton High School.

(4) The county board shall adopt procedures for the [appointment] **ELECTION** of the student members.

(5) [If a vacancy in the position of student member occurs during the term of a student member, the county board shall appoint another student member to fill the vacancy in accordance with its procedures] **THE PROCEDURES ADOPTED UNDER PARAGRAPH (4) OF THIS SUBSECTION SHALL INCLUDE A METHOD TO FILL A VACANCY OF A STUDENT MEMBER IF A VACANCY OCCURS DURING THE TERM OF THE STUDENT MEMBER.**

(6) **EXCEPT AS PROVIDED IN PARAGRAPHS (7), (8), AND (9) OF THIS SUBSECTION, THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS AN ELECTED MEMBER.**

~~[(6)]~~ (7) Unless invited to attend by an affirmative vote of a majority of the county board, the student members may not attend an executive session of the county board **RELATING TO HEARINGS HELD UNDER § 6-202(A) OF THIS ARTICLE.**

(8) **SUBJECT TO PARAGRAPH (9) OF THIS SUBSECTION, THE STUDENT MEMBER SHALL VOTE ON AND PARTICIPATE IN ALL MATTERS EXCEPT THOSE RELATING TO § 6-202(A) OF THIS ARTICLE.**

(9) **ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN PARAGRAPH (8) OF THIS SUBSECTION.**

3-1301.

(a) The Washington County Board consists of [seven]:

(1) **SEVEN ELECTED** members; AND

(2) **ONE STUDENT MEMBER.**

1 (b) [All seven] **THE ELECTED** members of the Washington County Board shall
2 be elected from Washington County at large at a general election every 4 years beginning
3 in 1978.

4 (c) (1) Each **ELECTED** member serves for a term of 4 years beginning on the
5 first Tuesday in December after the member's election and until a successor is elected and
6 qualifies.

7 (2) The terms of **ELECTED** members are staggered as required by the
8 terms of the members serving on the county board as of July 1, 1986.

9 (3) At the end of a term, [a] **AN ELECTED** member continues to serve until
10 a successor is elected and qualifies.

11 (4) In accordance with subsection (e) of this section, the County
12 Commissioners shall appoint a qualified individual to fill any vacancy on the county board
13 for the remainder of that term and until a successor is elected and qualifies.

14 **(F) (1) THE STUDENT MEMBER OF THE COUNTY BOARD SHALL BE**
15 **ELECTED BY THE HIGH SCHOOL STUDENTS OF THE COUNTY IN ACCORDANCE WITH**
16 **PROCEDURES ESTABLISHED BY THE COUNTY BOARD.**

17 **(2) THE STUDENT MEMBER SHALL:**

18 **(I) BE AN ELEVENTH OR TWELFTH GRADE STUDENT, IN GOOD**
19 **STANDING, AND REGULARLY ENROLLED IN THE WASHINGTON COUNTY PUBLIC**
20 **SCHOOL SYSTEM;**

21 **(II) SERVE FOR 1 YEAR BEGINNING JULY 1 AFTER THE**
22 **ELECTION OF THE MEMBER;**

23 **(III) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (3) OF**
24 **THIS SUBSECTION, BE A VOTING MEMBER; AND**

25 **(IV) ADVISE THE COUNTY BOARD ON THE THOUGHTS AND**
26 **FEELINGS OF STUDENTS IN THE WASHINGTON COUNTY PUBLIC SCHOOLS.**

27 **(3) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPHS (II) THROUGH**
28 **(IV) OF THIS PARAGRAPH, THE STUDENT MEMBER HAS THE SAME RIGHTS AND**
29 **PRIVILEGES AS AN ELECTED MEMBER.**

30 **(II) UNLESS INVITED TO ATTEND BY AN AFFIRMATIVE VOTE OF**
31 **A MAJORITY OF THE COUNTY BOARD, THE STUDENT MEMBER MAY NOT ATTEND AN**

EXECUTIVE SESSION OF THE COUNTY BOARD RELATING TO HEARINGS HELD UNDER
§ 6-202(A) OF THIS ARTICLE.

(III) SUBJECT TO SUBPARAGRAPH (IV) OF THIS PARAGRAPH,
THE STUDENT MEMBER SHALL VOTE ON AND PARTICIPATE IN ALL MATTERS EXCEPT
THOSE RELATING TO § 6-202(A) OF THIS ARTICLE.

(IV) ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE
COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER
UNDER CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN
SUBPARAGRAPH (III) OF THIS PARAGRAPH.

3-1302.

(a) (1) The president of the county board and the other **ELECTED** members are
entitled to receive compensation annually as set by the County Commissioners of
Washington County under Title 28, Subtitle 2 of the Local Government Article.

(2) Each **ELECTED** member of the Washington County Board of Education
is entitled to health insurance and to other fringe benefits regularly provided to employees
of the board of education.

(b) After submitting vouchers, **ELECTED** members shall be reimbursed for travel
and other expenses within the limit set by the Washington County Commissioners.

3-13A-01.

(a) (1) The Wicomico County Board consists of [seven]:

(I) **SEVEN** nonpartisan elected [voting] members; AND

(II) **ONE STUDENT MEMBER.**

(2) The seven **ELECTED** members shall be elected as follows:

(i) One member from each of the five councilmanic districts in the
county, elected by the voters of that district; and

(ii) Two members at large, elected by the voters of the county.

3-13A-02.

(a) The seven **ELECTED** members of the Wicomico County Board shall be elected:

1 (1) At the general election in 2018 and at the general election every 4 years
2 thereafter; and

3 (2) In accordance with § 3–13A–01 of this subtitle and Title 8, Subtitle 8
4 of the Election Law Article.

5 (b) (1) The terms of the **ELECTED** members are as provided in this subsection.

6 (2) Each term of office begins on the first Monday in December after the
7 election of a member and until a successor is elected and qualifies.

8 (3) The term of office of each member is 4 years.

9 3–13A–03.

10 (a) (1) There is a Wicomico County School Board Nominating Commission.

11 (2) The purpose of the Commission is to select nominees to recommend to
12 the Wicomico County Council as qualified candidates for appointment to fill a vacancy **OF**
13 **AN ELECTED MEMBER** on the Wicomico County Board.

14 3–13A–04.

15 (a) Except as provided in subsection (b) of this section, the Wicomico County
16 Council shall appoint an individual to fill a vacancy **OF AN ELECTED MEMBER** on the
17 county board in accordance with § 3–13A–03 of this subtitle.

18 (b) (1) If a vacancy for **[a] AN ELECTED** member occurs before the date that is
19 30 days before the date for filing a certificate of candidacy for the primary election in the
20 presidential election year, the individual appointed under subsection (a) of this section shall
21 serve only until a successor is elected by the voters at the next general election.

22 (2) Candidates for the vacated office may be nominated at a primary
23 election in the same manner as for any other position on the county board.

24 3–13A–06.

25 At the first meeting of the county board in December of each year, the county board
26 shall elect a chair and vice chair from among the **ELECTED** members.

27 **3–13A–07.**

28 **(A) THE STUDENT MEMBER OF THE COUNTY BOARD SHALL BE ELECTED BY**
29 **THE HIGH SCHOOL STUDENTS OF THE COUNTY IN ACCORDANCE WITH PROCEDURES**
30 **ESTABLISHED BY THE COUNTY BOARD.**

(B) THE STUDENT MEMBER SHALL:

(1) BE AN ELEVENTH OR TWELFTH GRADE STUDENT, IN GOOD STANDING, AND REGULARLY ENROLLED IN THE WICOMICO COUNTY PUBLIC SCHOOL SYSTEM;

(2) SERVE FOR 1 YEAR BEGINNING JULY 1 AFTER THE ELECTION OF THE MEMBER;

(3) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (C)(3) OF THIS SECTION, BE A VOTING MEMBER; AND

(4) ADVISE THE COUNTY BOARD ON THE THOUGHTS AND FEELINGS OF STUDENTS IN THE WICOMICO COUNTY PUBLIC SCHOOLS.

(C) (1) EXCEPT AS PROVIDED IN PARAGRAPHS (2) THROUGH (4) OF THIS SUBSECTION, THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS AN ELECTED MEMBER.

(2) UNLESS INVITED TO ATTEND BY AN AFFIRMATIVE VOTE OF A MAJORITY OF THE COUNTY BOARD, THE STUDENT MEMBER MAY NOT ATTEND AN EXECUTIVE SESSION OF THE COUNTY BOARD RELATING TO HEARINGS HELD UNDER § 6-202(A) OF THIS ARTICLE.

(3) SUBJECT TO PARAGRAPH (4) OF THIS SUBSECTION, THE STUDENT MEMBER SHALL VOTE ON AND PARTICIPATE IN ALL MATTERS EXCEPT THOSE RELATING TO § 6-202(A) OF THIS ARTICLE.

(4) ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN PARAGRAPH (3) OF THIS SUBSECTION.

3-1401.

(a) The Worcester County Board consists of seven [voting] ELECTED members and one [nonvoting] student member from each public high school in the county.

(b) (1) The seven [voting] ELECTED members of the Worcester County Board shall be elected at a general election.

(2) Members of the Worcester County Board shall be elected in accordance with Title 8, Subtitle 8 of the Election Law Article.

1 (c) (1) A member from a county commissioner district shall be a resident of the
2 district.

3 (2) A member from a county commissioner district who no longer resides in
4 the district may not continue as a member of the county board.

5 (3) Notwithstanding § 3-114(g) of this title or any other law, a school bus
6 contractor is eligible to serve as a member of the county board.

7 (d) Of the seven [voting] **ELECTED** members of the county board, one shall be
8 elected from each of the seven county commissioner districts.

9 (e) A member serves for a term of 4 years beginning on the January 1 after the
10 member's election and until a successor is elected and qualifies.

11 (f) (1) One member shall be elected from each of the county commissioner
12 districts 1, 4, 6, and 7 at the November 2002 general election.

13 (2) One member shall be elected from each of the county commissioner
14 districts 2, 3, and 5 at the November 2004 general election.

15 (g) (1) The county commissioners shall appoint a new member to fill any
16 vacancy on the county board for the remainder of that term and until a successor is elected
17 and qualifies.

18 (2) A resident of the district in which a vacancy exists may apply to the
19 county commissioners to fill the vacancy.

20 (3) The county commissioners shall adopt rules for the application
21 procedure to fill a vacancy on the county board.

22 (h) (1) Each student member shall:

23 (i) Be a 12th grade student in the Worcester County public school
24 system elected by the high school students of the public school which the student attends,
25 in accordance with procedures established by the school system;

26 (ii) Serve for 1 year beginning on July 1 after the election of the
27 member;

28 (iii) Be a [nonvoting] **VOTING** member; and

29 (iv) Advise the board on the interests of students.

30 **(2) EXCEPT AS PROVIDED IN PARAGRAPHS (3), (4), AND (5) OF THIS**
31 **SUBSECTION, THE STUDENT MEMBER HAS THE SAME RIGHTS AND PRIVILEGES AS A**
32 **VOTING MEMBER.**

1 ~~[(2)]~~ **(3)** Unless invited to attend by an affirmative vote of a majority of
2 the county board, the student members may not attend an executive session **THAT**
3 **RELATES TO HEARINGS HELD UNDER § 6–202(A) OF THIS ARTICLE.**

4 **(4)** **SUBJECT TO PARAGRAPH (5) OF THIS SUBSECTION, THE STUDENT**
5 **MEMBER SHALL VOTE ON ALL MATTERS EXCEPT THOSE RELATING TO § 6–202(A) OF**
6 **THIS ARTICLE.**

7 **(5)** **ON A MAJORITY VOTE OF THE ELECTED MEMBERS, THE COUNTY**
8 **BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER**
9 **CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISION IN PARAGRAPH (4)**
10 **OF THIS SUBSECTION.**

11 3–1403.

12 At its first meeting at the beginning of each calendar year, the county board shall
13 elect a president and a vice president from among its **ELECTED** members.

14 3–1404.

15 (a) Subject to subsection (b) of this section, the **ELECTED** members shall receive
16 compensation as set by the county commissioners.

17 (b) (1) The salary of each **ELECTED** member of the county board shall be at
18 least \$3,200.

19 (2) The salary of the president of the county board shall be at least \$3,600.

20 **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June**
21 **1, 2022.**