

HOUSE BILL 603

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2lr1870

By: ~~Delegate Griffith~~ Harford County Delegation

Introduced and read first time: January 31, 2022

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 13, 2022

CHAPTER _____

1 AN ACT concerning

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

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

8 BY repealing and reenacting, without amendments,
9 Article – Education
10 Section ~~3-6A-01(a)~~ 3-6A-01(b) and (c)
11 Annotated Code of Maryland
12 (2018 Replacement Volume and 2021 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article – Education
15 Section ~~3-6A-01(b), (d)~~ 3-6A-01(d), (e), and (f)
16 Annotated Code of Maryland
17 (2018 Replacement Volume and 2021 Supplement)

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

20 **Article – Education**

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 3-6A-01.

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

5 ~~(2) "Elected member" does not include a:~~

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

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

9 (b) The county board consists of:

10 (1) Six elected members;

11 (2) ~~Three~~ **ONE** appointed ~~members~~ **MEMBER**;

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

14 (4) One student member.

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

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

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

21 (d) (1) Of the ~~nine~~ **SEVEN** voting members of the county board elected or
 22 appointed under this subsection:

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

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

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

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

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

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

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

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

16 ~~(3)~~ (4) (i) Unless otherwise disqualified under this section, a
17 member of the county board is eligible for reelection or reappointment.

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

20 ~~(4)~~ (5) The Harford County Board of Elections may adopt regulations to
21 implement this subsection.

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

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

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

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

HOUSE BILL 603

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

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

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

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.