

# HOUSE BILL 210

F3

(3lr1494)

## ENROLLED BILL

— *Ways and Means/ Education, Energy, and the Environment* —

Introduced by ~~Delegate Ebersole~~ Baltimore County Delegation

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
Speaker.

### CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Baltimore County – Board of Education – Member Elections and Appointments**

3 FOR the purpose of requiring the members of the Baltimore County Board of Education to  
4 be elected or appointed to the Board in certain years; providing for the termination  
5 of the terms of certain appointed members of the Board and the appointment of  
6 certain members of the Board in a certain year; and generally relating to the  
7 Baltimore County Board of Education and member elections and appointments.

8 BY repealing and reenacting, with amendments,

9 Article – Education

10 Section 3–2B–01

11 Annotated Code of Maryland

12 (2022 Replacement Volume)

13 BY repealing and reenacting, without amendments,

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#### 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.

*Italics indicate opposite chamber/conference committee amendments.*



1 Article – Education  
2 Section 3–2B–04  
3 Annotated Code of Maryland  
4 (2022 Replacement Volume)

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

7 **Article – Education**

8 3–2B–01.

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

- 10 (1) Seven nonpartisan elected members;  
11 (2) Four appointed members; and  
12 (3) One student member.

13 (b) (1) Of the 11 elected and appointed members of the county board:

14 (i) One member shall be elected from each of the seven councilmanic  
15 districts in the county, established by the County Council of Baltimore County, by the  
16 voters of that district; and

17 (ii) Four members shall be appointed by the Governor from the  
18 county at large.

19 (2) (i) The seven elected members shall be elected at a general election  
20 **IN GUBERNATORIAL ELECTION YEARS** in accordance with § 3–2B–02 of this subtitle.

21 (ii) The four appointed members shall be appointed by the Governor  
22 **IN PRESIDENTIAL ELECTION YEARS** from a list of nominees submitted by the Baltimore  
23 County School Board Nominating Commission as provided in § 3–2B–03 of this subtitle:

24 1. On the expiration of the term of an incumbent appointed  
25 member within 30 days after the general election; or

26 2. Within the 30–day period otherwise required under this  
27 subtitle.

28 (3) (i) A member from a school board district shall be at least 21 years  
29 old, a resident of that district for at least 2 years, and a registered voter of the county before  
30 the election.

1 (ii) A member from a district who does not maintain residency in  
2 that district may not continue as a member of the county board and the office shall be  
3 deemed vacant.

4 (iii) If the boundary line of a district is changed, the term of an  
5 incumbent member of the county board who no longer resides in the district because of the  
6 change is not affected during this term.

7 (4) (i) A member may not be elected or appointed to serve on the county  
8 board for more than three consecutive terms.

9 (ii) A member who has served three consecutive 4-year terms may  
10 not be elected or appointed to the county board until at least 4 years have elapsed since the  
11 end of the member's last term on the county board.

12 (5) During an election year:

13 (i) The Governor may not appoint as a member of the county board  
14 an individual who files a certificate of candidacy for election to the county board; and

15 (ii) An individual who files a certificate of candidacy for election to  
16 the county board may not seek appointment to the county board by the Governor through  
17 nomination by the Baltimore County School Board Nominating Commission.

18 3-2B-04.

19 (a) Except for the student member, a member serves for a term of 4 years  
20 beginning on the first Monday in December after the member's election or appointment and  
21 until a successor is elected or appointed and qualifies.

22 (b) (1) An individual who takes office to fill a vacancy for an elected or  
23 appointed member serves for the remainder of the term for which the appointment was  
24 made and until a successor is elected or appointed and qualifies.

25 (2) The Governor shall act within 30 days to make any appointment to the  
26 county board.

27 SECTION 2. AND BE IT FURTHER ENACTED, That:

28 (a) The terms of the four appointed members of the Baltimore County Board of  
29 Education whose terms are scheduled to expire on December 1, 2026, shall terminate at  
30 the end of December 1, ~~2024~~ 2028.

31 (b) The Governor shall appoint four members to the Board in accordance with §  
32 3-2B-01 of the Education Article in ~~2024~~ 2028, and the four appointed members shall serve  
33 for a term of 4 years beginning December 2, ~~2024~~ 2028, until a successor is appointed and  
34 qualifies.

1           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
2 1, 2023.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.