

# HOUSE BILL 238

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3lr1626  
CF SB 226

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By: **Delegates Oaks, Anderson, Branch, Carter, Conaway, Glenn, Haynes, Mitchell, B. Robinson, Stukes, ~~Tarrant, and F. Turner~~ and Tarrant**

Introduced and read first time: January 23, 2013

Assigned to: Appropriations

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 19, 2013

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

1 AN ACT concerning

2 **Morgan State University – Board of Regents – Length and Limitation of**  
3 **Terms and Residency Requirement**

4 FOR the purpose of altering the length of time of the term of office of a member of the  
5 Board of Regents of Morgan State University; setting a limit on the number of  
6 terms that ~~a member~~ certain members may serve; limiting the number of  
7 certain members who are not residents of Maryland; and generally relating to  
8 the terms and residency of members of the Board of Regents of Morgan State  
9 University.

10 BY repealing and reenacting, with amendments,  
11 Article – Education  
12 Section 14–102  
13 Annotated Code of Maryland  
14 (2008 Replacement Volume and 2012 Supplement)

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

17 **Article – Education**

18 14–102.

19 (a) The government of the University is vested in the Board of Regents.

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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.



1 (b) The Board of Regents consists of 15 members appointed by the Governor  
2 with the advice and consent of the Senate.

3 (c) (1) One member of the Board of Regents shall be a student in good  
4 academic standing at the University who:

5 (i) Is at least 18 years old; and

6 (ii) Has the qualifications required to be student body president.

7 (2) The student member serves for a term of 1 year and until a  
8 successor is appointed and qualifies.

9 (3) The student may be a resident of a state other than Maryland, but  
10 the residency status of the student may not be considered in determining the number  
11 of resident or nonresident regents as provided for in subsection (d)(2) of this section.

12 (d) (1) **(I)** Except for the student member, each member serves for a  
13 term of [6] 5 years and until a successor is appointed and qualifies. The terms are  
14 staggered as required by the terms of the members serving on [July 1, 1978]  
15 **DECEMBER 31, 2012.**

16 **(II) 1. A EXCEPT AS PROVIDED IN SUBSUBPARAGRAPH 2**  
17 **OF THIS SUBPARAGRAPH, A MEMBER MAY NOT SERVE MORE THAN TWO**  
18 **CONSECUTIVE TERMS OF 5 YEARS.**

19 **2. THIS SUBPARAGRAPH DOES NOT APPLY TO A**  
20 **MEMBER WHO IS AN ELECTED OFFICIAL.**

21 (2) Except for the student member, ~~at least 8 members of the Board of~~  
22 ~~Regents shall be residents of the State~~ **NO MORE THAN 4 MEMBERS OF THE BOARD**  
23 **OF REGENTS WHO ARE NOT ALUMNI OF MORGAN STATE UNIVERSITY MAY BE**  
24 **RESIDENTS OF OTHER STATES.**

25 (3) A member appointed to fill a vacancy in an unexpired term serves  
26 only for the remainder of that term and until a successor is appointed and qualifies.

27 (e) Each member of the Board of Regents:

28 (1) Serves without compensation; and

29 (2) Is entitled to reimbursement for expenses in accordance with the  
30 Standard State Travel Regulations.

1           SECTION 2. AND BE IT FURTHER ENACTED, That, except for a member of  
2 the Board of Regents of Morgan State University who is an elected official, a member  
3 who was appointed to the Board of Regents on or before December 31, 2012, may not  
4 serve, on completion of that term of office, more than one additional term of 5 years.

5           SECTION 3. AND BE IT FURTHER ENACTED, That the residency  
6 requirement in § 14-102(d)(2) of the Education Article, as enacted by this Act, does not  
7 apply to a member of the Board of Regents of Morgan State University who was  
8 appointed on or before December 31, 2012.

9           SECTION ~~3~~ 4. AND BE IT FURTHER ENACTED, That this Act shall take  
10 effect October 1, 2013.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.