

HOUSE BILL 39

L2

3lr0659

(PRE-FILED)

By: **Delegate Cluster**

Requested: October 26, 2012

Introduced and read first time: January 9, 2013

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County Revenue Authority – Member Qualifications – Criminal**
3 **Conviction Prohibition**

4 FOR the purpose of providing that a member of the Baltimore County Revenue
5 Authority may not have been convicted of, or pleaded guilty or nolo contendere
6 to, a felony or a misdemeanor other than a minor traffic violation; requiring the
7 Baltimore County Executive, after providing notice and an opportunity for a
8 public hearing, to remove a member of the authority who has been convicted of,
9 or pleaded guilty or nolo contendere to, a felony or a misdemeanor other than a
10 minor traffic violation; and generally relating to the qualifications for members
11 of the Baltimore County Revenue Authority.

12 BY repealing and reenacting, with amendments,
13 The Public Local Laws of Baltimore County
14 Section 9–1–102
15 Article 3 – Public Local Laws of Maryland
16 (2003 Edition and June 2012 Supplement, as amended)

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

19 **Article 3 – Baltimore County**

20 9–1–102.

21 (a) There is hereby created a body corporate and politic to be known as the
22 “Baltimore County Revenue Authority,” which shall be deemed an instrumentality of
23 the county and a public corporation.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) The authority shall consist of five members to be appointed by the County
2 Executive, with the advice and consent of the County Council.

3 (c) Each member appointed to the authority [shall]:

4 (1) SHALL be a resident of the county at the time of appointment;
5 AND

6 (2) MAY NOT HAVE BEEN CONVICTED OF, OR PLEADED GUILTY OR
7 NOLO CONTENDERE TO, A FELONY OR A MISDEMEANOR OTHER THAN A MINOR
8 TRAFFIC VIOLATION.

9 (d) (1) The term of a member is five years and begins on July 1.

10 (2) The terms of members are staggered as required by the terms
11 provided for members of the authority on October 1, 1996.

12 (3) A person appointed to fill a vacancy shall serve only for the
13 unexpired term.

14 (4) A member of the authority shall be eligible for reappointment.

15 (5) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH,
16 THE COUNTY EXECUTIVE SHALL REMOVE A MEMBER FROM OFFICE WHO HAS
17 BEEN CONVICTED OF, OR PLEADED GUILTY OR NOLO CONTENDERE TO, A
18 FELONY OR A MISDEMEANOR OTHER THAN A MINOR TRAFFIC VIOLATION.

19 (II) BEFORE REMOVING A MEMBER, THE COUNTY
20 EXECUTIVE SHALL GIVE THE MEMBER NOTICE AND AN OPPORTUNITY FOR A
21 PUBLIC HEARING.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2013.