

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2002 Legislative Session

Bill No. CB-69-2002
 Chapter No. 48
 Proposed and Presented by Council Member Shapiro
 Introduced by Council Members Shapiro, Scott, Wilson, Bailey and Dernoga
 Co-Sponsors _____
 Date of Introduction July 9, 2002

CHARTER AMENDMENT

1 AN ACT concerning

2 Sections 305, 307, and 309, Charter of Prince George's County

3 For the purpose of proposing amendments to Sections 305, 307, and 309, of the Charter of Prince
 4 George's County to amend the provisions relating to the procedure for reestablishing the
 5 boundaries of Council districts; to amend the provisions pertaining to the filling of a vacancy in
 6 the office of Council member; and to make style and conforming amendments.

7 BY proposing amendments to:

8 Sections 305, 307, and 309,

9 Charter of Prince George's County, Maryland.

10 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
 11 Maryland, that the following amendments to Sections 305, 307, and 309, Charter of Prince
 12 George's County, Maryland, are hereby proposed:

13 **Section 305. Redistricting Procedure.**

14 The boundaries of Council districts shall be reestablished in 1982 and every tenth year
 15 thereafter. Whenever district boundaries are to be reestablished the Council shall appoint, not
 16 later than [February 15] February 1 of the year prior to the year in which redistricting is to be
 17 effective, a commission on redistricting, composed of two members from each political party
 18 chosen from a list of five names submitted by the Central Committee of each political party
 19 which polled at least fifteen percent of the total vote cast for all candidates for the Council in the
 20 immediately preceding regular election. The Council shall appoint one additional member of the
 21 Commission[. The Commission shall, at its first meeting, select one of its members to] who

1 shall serve as chairman. No person shall be eligible for appointment to the Commission if he
 2 holds any elected office. By [October 1] September 1 of the year prior to the year in which
 3 redistricting is to be effective, the Commission shall prepare, publish, and make available a plan
 4 of Council districts and shall present that plan, together with a report explaining it, to the
 5 Council. The plan shall provide for Council districts that are compact, contiguous, and equal in
 6 population. No less than fifteen calendar days and no more than thirty calendar days after
 7 receiving the plan of the Commission, the Council shall hold a public hearing on the plan. If
 8 [within seventy calendar days following presentation of the Commission's plan no other law
 9 reestablishing the boundaries of the Council districts has been enacted] the Council passes no
 10 other law changing the proposal, then the plan, as submitted, shall become law, as of the last day
 11 of November, as an act of the Council, subject to Sections 320 and 321 of this Charter.

12 **Section 307. Qualifications and Restrictions.**

13 A [Councilman] Council member shall be a qualified voter of Prince George's County at the
 14 time of his election. During his term of office, he shall not hold any other office of profit in
 15 state, county, or municipal government. A [Councilman] Council member shall not, during the
 16 whole term for which he was elected, be eligible for appointment to any County office or
 17 position carrying compensation which has been created during his term of office.

18 **Section 309 Vacancies.**

19 A vacancy in the Council shall exist upon the death or resignation of a [Councilman]
 20 Council member, or upon forfeiture of or removal from office [by a Councilman]. The Council
 21 shall provide by law for the conduct of special elections to fill any vacancy on the Council that
 22 occurs during the first three years of a term. When a vacancy [has occurred more than ninety
 23 days prior to the primary or general election referred to in Section 303] occurs during the last
 24 year of a term, a majority of the remaining members of the Council shall [schedule a special
 25 election within ninety days, but not less than thirty days,] appoint a qualified person to fill the
 26 vacancy. [If a vacancy occurs within ninety days of the primary or general election referred to in
 27 Section 303, the vacancy shall remain until the election of the member pursuant to Section 303
 28 and Section 306. If a vacancy occurs within ninety days, but not less than thirty days, of any
 29 other regularly scheduled election, the vacancy shall be filled at such election. The Council shall
 30 provide by law for the conduct of special elections to fill vacancies on the Council that occur
 31 during the first two years of a term.]

1 SECTION 2. BE IT FURTHER ENACTED that a copy of this Act be transmitted to the
2 County Executive for publication and that a copy also be transmitted to the Board of Supervisors
3 of Elections for submission of the proposed amendment to the voters of this County at the 2002
4 General Election pursuant to Section 1105 of the Charter.

5 SECTION 3. BE IT FURTHER ENACTED that the question of adoption of this proposed
6 Charter Amendment shall be submitted to the voters of the County at the General Election
7 occurring on November 5, 2002, and shall be placed on the ballot in the following form:
8

9 PROPOSED CHARTER AMENDMENT

10 To amend the provisions relating to the procedure for reestablishing the boundaries of
11 Council districts; to amend the provisions pertaining to the filling of a vacancy in the
12 office of Council member; and to make style and conforming amendments.
13

14 Adopted this 30th day of July, 2002, by an affirmative vote of two-thirds of the members of
15 the full County Council.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Peter A. Shapiro
Chair

ATTEST:

Redis C. Floyd
Clerk of the Council

KEY:
Underscoring indicates language added to existing law.
[Brackets] indicate language deleted from existing law.
Asterisks *** indicate intervening existing Code provisions that remain unchanged.

NOTE: CB-69-2002 WAS APPROVED AT REFERENDUM ON 11/5/2002