



**COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**

Legislative Session \_\_\_\_\_ 1990

Bill No. \_\_\_\_\_ CB-78-1990

Chapter No. \_\_\_\_\_ 26

Proposed and Presented by \_\_\_\_\_ Council Member Mills

Introduced by \_\_\_\_\_ Council Members Mills and Bell

Co-Sponsors \_\_\_\_\_

Date of Introduction \_\_\_\_\_ June 12, 1990

**CHARTER AMENDMENT**

AN ACT concerning

Amendment of Section 309, Charter of Prince George's County  
 FOR the purpose of proposing an amendment to Section 309 of the  
 Charter of Prince George's County to provide for the election of a  
 Council Member in the event of a vacancy which occurs more than  
 ninety days prior to a primary or general election.

BY proposing an amendment to:

Section 309,

Charter of Prince George's County,

Maryland.

SECTION 1. BE IT ENACTED by the County Council of Prince  
 George's County, Maryland, that the following amendment to Section  
 309, Charter of Prince George's County, Maryland, is hereby  
 proposed:

**Sec. 309. Vacancies.**

A vacancy in the Council shall exist upon the death or  
 resignation of a Councilman, or upon forfeiture of office by a  
 Councilman. When a vacancy has occurred more than ninety days prior  
to the primary or general election referred to in Section 303, a

majority of the remaining members of the Council shall [appoint a person] schedule a special election within ninety days, but not less than thirty days to fill the vacancy. If a vacancy occurs within ninety days of the primary or general election, the vacancy shall remain until the election of the member pursuant to Section 303 and Section 306. [within thirty calendar days. If such appointee is to succeed a member of a political party, he shall be selected from a list of three names submitted to the Council by the Central Committee of the party to which the former member of the Council belonged. If the Council has not acted within thirty calendar days, the County Executive shall appoint a person to fill the vacancy within ten calendar days thereafter. If a person having held the vacant position was a member of a political party at the time of his election, the person appointed by the County Executive shall be selected from the same list that the Central Committee of that party has previously submitted to the Council. An appointee shall serve for the unexpired term of his predecessor. Any member appointed to fill a vacancy shall meet the same qualifications and residence requirements as the previous members; provided that when permitted by the Constitution of the State, t] The Council shall provide by law for the conduct of special elections to fill vacancies on the Council that occur during the [first two years of a] term.

SECTION 2. BE IT FURTHER ENACTED that a copy of this Act be transmitted to the County Executive for publication and that a copy also be transmitted to the Board of Supervisors of Elections for submission of the proposed amendment to the voters of this County at the 1990 General Election pursuant to Section 1105 of the Charter.

SECTION 3. BE IT FURTHER ENACTED that the question of adoption of this proposed Charter Amendment shall be submitted to the voters of the County at the General Election occurring on November 6, 1990, and shall be placed on the ballot in the following form:

PROPOSED CHARTER AMENDMENT

To provide that vacancies on the County

Council shall be filled by special election.

Adopted this 3rd day of July, 1990, by an affirmative vote of two-thirds of the members of the full County Council.

COUNTY COUNCIL OF PRINCE  
GEORGE'S COUNTY, MARYLAND

BY: \_\_\_\_\_

Jo Ann T. Bell  
Chairman

ATTEST:

\_\_\_\_\_  
Jean M. Schmuhl, CMC  
Clerk of the Council

KEY:

Underscoring indicates language added to existing law.  
[Brackets] indicate language deleted from existing law.

Approved by a majority of the voters at the  
Referendum on November 6, 1990.

Effective date: December 7, 1990