

(II) THE BOARD SHALL RETAIN WITHOUT CHARGE TO THE BOARD THE SERVICES OF COUNSEL THAT ARE DESIGNATED BY THE EXCLUSIVE REPRESENTATIVE WITH REGARD TO ANY CLAIM, DEMAND, SUIT, OR ANY OTHER LIABILITY THAT MAY ARISE OUT OF, OR BY REASON OF, ACTION TAKEN BY THE BOARD FOR THE PURPOSE OF COMPLYING WITH ANY OF THE AGENCY OR REPRESENTATION FEE PROVISIONS OF THE NEGOTIATED AGREEMENT.

(3) THE EMPLOYEE ORGANIZATION DESIGNATED AS THE EXCLUSIVE REPRESENTATIVE SHALL SUBMIT TO THE ANNE ARUNDEL COUNTY BOARD OF EDUCATION AN ANNUAL AUDIT FROM AN EXTERNAL AUDITOR THAT REFLECTS THE OPERATIONAL EXPENSES OF THE EMPLOYEE ORGANIZATION AND EXPLAINS HOW THE SERVICE OR REPRESENTATION FEE IS CALCULATED BASED ON THE AUDIT.

(4) (I) THE SERVICE OR REPRESENTATION FEE SHALL BE BASED ONLY ON THE EXPENSES INCURRED BY THE EMPLOYEE ORGANIZATION IN ITS REPRESENTATION IN NEGOTIATIONS, CONTRACT ADMINISTRATION, INCLUDING GRIEVANCES, AND OTHER ACTIVITIES UNDER THIS SECTION.

(II) POLITICAL ACTIVITIES OF THE EMPLOYEE ORGANIZATION DESIGNATED AS THE EXCLUSIVE REPRESENTATIVE MAY NOT BE FINANCED WITH THE FUNDS COLLECTED FROM THE SERVICE OR REPRESENTATION FEE.

~~(2)~~ (5) AN EMPLOYEE WHOSE RELIGIOUS BELIEFS ARE OPPOSED TO JOINING OR FINANCIALLY SUPPORTING ANY COLLECTIVE BARGAINING ORGANIZATION IS:

(I) NOT REQUIRED TO PAY A SERVICE OR REPRESENTATION FEE;  
AND

(II) REQUIRED TO PAY AN AMOUNT OF MONEY AS DETERMINED UNDER PARAGRAPH (1) OF THIS SUBSECTION TO A NONRELIGIOUS, NONUNION CHARITY OR TO ANOTHER CHARITABLE ORGANIZATION THAT IS MUTUALLY AGREED UPON BY THE EMPLOYEE AND THE EXCLUSIVE REPRESENTATIVE, AND WHO FURNISHES TO THE PUBLIC SCHOOL EMPLOYER AND THE EXCLUSIVE REPRESENTATIVE WRITTEN PROOF OF THE PAYMENT.

~~(3) (I) ANY NEGOTIATED AGREEMENT THAT INCLUDES A REPRESENTATION FEE SHALL ALSO CONTAIN A PROVISION THAT IDENTIFIES AN AMOUNT OF REVENUE EQUAL TO A PORTION OF THE REPRESENTATION FEE COLLECTED AND DESIGNATED FOR THE LOCAL BARGAINING REPRESENTATIVE TO BE COMMITTED TO PROFESSIONAL DEVELOPMENT FOR REPRESENTED EDUCATORS.~~

~~(II) THE PORTION OF THE REPRESENTATION FEE COLLECTED AND DESIGNATED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL:~~

~~1. BE NEGOTIATED BETWEEN THE LOCAL BARGAINING REPRESENTATIVE AND THE COUNTY BOARD; AND~~

~~2. MAY NOT BE GREATER THAN 25% OF THE ANNUAL AMOUNT COLLECTED AND DESIGNATED UNDER THIS SUBSECTION FOR THE LOCAL BARGAINING REPRESENTATIVE IN REPRESENTATION FEES.~~