

Hagerstown, 1 term expires on June 30, 2000, 2 terms expire on June 30, 2001, and 4 terms expire on June 30, 2002. In Jessup, 2 terms expire on June 30, 2000, 3 terms expire on June 30, 2001, and 2 terms expire on June 30, 2002. In Somerset County, for members other than the County Commissioner, 3 terms expire on June 30, 2000, 2 terms expire on June 30, 2001, and 2 terms expire on June 30, 2002. In Baltimore City, 1 term expires on June 30, 2000, 1 term expires on June 30, 2001, 3 terms expire on June 30, 2002, and 2 membership positions have never been filled. In Cumberland, no membership positions have ever been filled.

The Correctional Services Article Review Committee notes, for consideration by the General Assembly, that, taken together, § 10-402 of this subtitle and subsection (a) of this section strongly suggest that one committee must be created for each of the areas specified in § 10-402 of this subtitle. The appointment process, however, is based on legislative districts. Geographic boundaries of legislative districts do not always correspond to the geographic boundaries of political subdivisions. In Baltimore City, most of the State correctional facilities are located in District 44. However, the Baltimore Prerelease Unit for Women is located in District 41 and the Baltimore Prerelease Unit for Women-Annex is located in District 40. Because each legislative district in Baltimore City is represented by three Delegates and one Senator, the law provides for more possible nominations than there are possible member positions. Additionally, subsection (b) of this section requires that the Governor appoint the nominees submitted by each of the legislators. The Governor does not have the authority to pick four appointees out of a larger nomination pool. The General Assembly may wish to amend this subtitle to clarify the procedure for appointing committee members for Baltimore City.

In subsection (f)(2) of this section, the requirement that "[e]ach member ... be a resident of Somerset County" is substituted for the former requirement that "[e]ach member nominated by a Senator or Delegate ... be a resident of Somerset County" and the former requirement that "[e]ach of [the] 3 members [appointed by the Governor]" be a resident of Somerset County. The new language makes the residency requirement applicable to the Somerset County Commissioner who, necessarily, would be a resident of Somerset County.

Defined terms: "Committee" § 10-401

"County" § 1-101

"State correctional facility" § 1-101

10-404. CHAIRPERSON.

(A) ELECTION FROM MEMBERS.

FROM AMONG ITS MEMBERS, EACH COMMITTEE SHALL ELECT A CHAIRPERSON.

(B) MANNER OF ELECTION.