

HOUSE BILL 469

P5, D1

71r2250

By: **Delegate Smigiel**

Introduced and read first time: February 6, 2007

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Task Force to Study Judicial Involvement with the Legislative Process**

3 FOR the purpose of establishing a Task Force to Study Judicial Involvement with the
4 Legislative Process; providing for the composition and staffing of the Task
5 Force; specifying the duties of the Task Force; providing for certain
6 reimbursement for travel expenses; requiring the Task Force to report its
7 findings and recommendations on or before a certain date; providing for the
8 termination of this Act; and generally relating to a Task Force to Study Judicial
9 Involvement with the Legislative Process.

10 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
11 MARYLAND, That:

12 (a) There is a Task Force to Study Judicial Involvement with the Legislative
13 Process.

14 (b) The Task Force consists of the following members:

15 (1) two members of the Senate of Maryland and two members of the
16 Senate Judicial Proceedings Committee, appointed by the President of the Senate;

17 (2) two members of the House of Delegates and two members of the
18 House Judiciary Committee, appointed by the Speaker of the House;

19 (3) two representatives of the Administrative Office of the Courts; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (4) one representative of Common Cause Maryland.

2 (c) From among its members, the Task Force shall elect a chair of the Task
3 Force.

4 (d) The Department of Legislative Services shall provide staff for the Task
5 Force.

6 (e) A member of the Task Force:

7 (1) may not receive compensation as a member of the Task Force; but

8 (2) is entitled to reimbursement for expenses under the Standard
9 State Travel Regulations, as provided in the State budget.

10 (f) The Task Force shall:

11 (1) study the issues that arise when the judicial branch of government
12 becomes involved with legislative proposals; and

13 (2) (i) identify inappropriate interference; and

14 (ii) make recommendations to preserve the separation of
15 powers.

16 (g) On or before December 1, 2007, the Task Force shall report its findings
17 and recommendations to the Governor and, in accordance with § 2-1246 of the State
18 Government Article, the General Assembly.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 June 1, 2007. It shall remain effective for a period of 6 months and, at the end of
21 December 31, 2007, with no further action required by the General Assembly, this Act
22 shall be abrogated and of no further force and effect.