

**THE PUBLIC SCHOOL
LAW OF MARYLAND,
JANUARY SESSION, 1906**

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The Public School Law of Maryland, January session, 1906 by Various

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LAW OF MARYLAND,
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E. G. Alexander
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THE
PUBLIC SCHOOL LAW

—OF—

MARYLAND

AS CONTAINED IN THE MARYLAND CODE, PUBLIC
GENERAL LAWS, EDITION OF 1888, AND
SUBSEQUENT AMENDMENTS.

—TO—

JANUARY SESSION, 1906.



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THE
PUBLIC SCHOOL LAW OF MARYLAND,

AS CONTAINED IN THE MARYLAND CODE, PUBLIC GENERAL
LAWS, EDITION OF 1888, AND SUBSEQUENT AMENDMENTS.

PASSED AT THE JANUARY SESSION, 1872, AMENDED AT THE
JANUARY SESSION, 1874, 1884, 1886, 1888, 1890, 1892, 1894, 1896, 1898,
1900, 1902, 1904 and 1906.

CONSTITUTION OF 1867.

ARTICLE VIII.

EDUCATION.

SECTION 1. The General Assembly, at its first session after the adoption of this Constitution, shall by law establish throughout the State a thorough and efficient system of Free Public Schools, and shall provide by taxation, or otherwise, for their maintenance.

SEC. 2. The system of Public Schools, as now constituted, shall remain in force until the end of the said first session of the General Assembly, and shall then expire, except so far as adopted or continued by the General Assembly.

SEC. 3. The School Fund of the State shall be kept inviolate, and appropriated only to the purposes of Education.

ARTICLE LXXVII.

PUBLIC EDUCATION.

1868, ch. 407; 1870, ch. 311; 1872, ch. 377.

1. There shall be throughout the State of Maryland a general system of Free Public Schools, according to the provisions of this Article.

St. Mary's Industrial School vs. Brown, 45 Md., 311.

CHAPTER I.—*Supervision.*

1872, ch. 377.

- State Board. 2. Educational matters affecting the State, and the general care and supervision of public education, shall be entrusted to a State Board of Education.
- County Board. 3. Educational matters affecting a county shall be under the control of a Board of County School Commissioners.
- District Board. 4. Educational matters affecting a School District shall be under the supervision of a Board of District School Trustees.

CHAPTER II.—*Formation of Boards.*

1904, ch. 584.

- Formation of State Board. 5. The Governor, by and with the advice and consent of the Senate, if in session, and without said advice and consent when not in session, shall appoint before the first Monday in May, next ensuing, six persons, at least two of whom shall be from the political party which at the last preceding election for Governor received next to the highest number of votes, said minority representation of at least two members as aforesaid to be continued thereafter, to be members of the State Board of Education, two of whom shall hold their office for a term of two years, two of whom shall hold their office for a term of four years, and two of whom shall hold their office for the term of six years, from the first Monday in May next succeeding their appointment and until their successors shall qualify. The Governor shall, at the time of making said appointment, designate the term of years of each of said members when first appointed under this Article; the term of office of said members, after the expiration of the term for which first appointed, shall be a term of six years, and to take the places of the members of said Board whose terms of office shall so expire, the Governor shall, every two years after the passage of this Act, before the first Monday in May in such years, appoint two persons as members of said Board to serve for terms of six years from the first Monday in May next succeeding

their appointment and until their successors shall qualify; said persons shall be of high character, integrity and capacity; these six members, together with the Governor and the State Superintendent of Public Education, shall constitute the State Board of Education, but principals of the State Normal Schools and of the normal department of any school or college under the control of the State Board of Education whose certificates are recognized by it shall be *ex-facto* honorary members of this Board, but with no vote. In case of a vacancy of death, resignation, disqualification or otherwise, the Governor shall fill such vacancies.

1906, ch. 353.

6. The Governor, by and with the advice and consent of the Senate, if in session, and without said advice and consent when not in session, shall appoint a Board of County School Commissioners for each county in this State, to be composed in the counties of Baltimore, Carroll, Frederick, Dorchester, Washington and Montgomery of six persons, and in each of the other counties of three persons; two of whom in the counties of Baltimore, Carroll, Frederick, Dorchester, Washington and Montgomery, and one of whom in each of the other counties shall hold their office for the term of two years; two of whom in the counties of Baltimore, Carroll, Frederick, Dorchester, Washington and Montgomery, and one of whom in each of the other counties shall hold their office for the term of four years; and two of whom in the counties of Baltimore, Carroll, Frederick, Dorchester, Washington and Montgomery, and one of whom in each of the other counties shall hold their office for the term of six years from the first Monday of May next succeeding their appointment and until their successors shall qualify. The Governor shall at the time of making said appointments designate the term of years of each of the said Commissioners when first appointed under this section; provided, however, that all County School Commissioners heretofore appointed under this section, as amended by Chapter 79 of the Acts of 1900, shall serve out the terms for which they were respectively appointed and designated; and provided further, that at the time of making the

County school
commissioners.

Proviso.