

Education," subtitle "Chapter 4. County Boards of Education," be and it is hereby repealed and re-enacted, with amendments, and that new Sections 36(d), (e), (f), and (g) be and they are hereby added to said Article of said Code to follow immediately after Section 36(c) thereof, and all to read as follows:

35.

(b) Appointment, removal, vacancies. The members of the boards, except in Montgomery County, shall be appointed from the citizens of the county by the Governor for overlapping terms of five years from the first day in July next succeeding their appointment, and they shall hold office until their successors qualify. The members of the boards shall be appointed solely because of their character and fitness and without regard to political affiliation, but no person shall be appointed to a board who is in any way subject to its authority. The State Superintendent of Schools, by and with the approval of the Governor, may remove any member of a board appointed under the provisions of this section for immorality, misconduct in office, incompetency, or wilful neglect of duty, giving to him a copy of the charges against him, and an opportunity of being publicly heard in person or by counsel, in his own defense, upon not less than ten days' notice. If any member of a county board shall be so removed, the State Superintendent of Schools shall file in the office of the clerk of the circuit court for the county for which the member was appointed, if the member so requests, a complete statement of all charges made against such member, and his findings hereon, together with a complete record of the proceedings. Vacancies on any of the county boards *except in Montgomery County* for any cause shall be filled by the Governor for the unexpired term and until a successor shall qualify. Any member of a board shall be eligible for reappointment unless otherwise disqualified by the provisions of this section; provided however:

(1) That no person shall be eligible to serve more than two consecutive terms and

(2) That an incumbent member of a county board serving a full term as of the effective date of this act shall be eligible for one additional full term.

36.

(d) *Vacancy. Any vacancy on the said Board in an office filled by an interim incumbent or an elected member resulting from death, resignation, failure to qualify, or any other reason shall be filled by the selection by the remaining members of the Board of a duly qualified person to fill the vacancy. Any person so selected shall serve for the unexpired portion of the term of the vacancy or until his successor is elected and qualified.*

(e) *Removal. The Montgomery County Council may remove any member of the Board elected or serving under the provisions of this section for immorality, misconduct in office, incompetency, or wilful neglect of duty, giving to him a copy of the charges against him, and an opportunity of being publicly heard in person or by counsel in his own defense, upon not less than ten days' notice. If any member of the Board of Education shall be so removed, he shall have the right to a review by the Circuit Court for Montgomery County in a proceeding de novo.*