

In the introductory language of subsection (b) of this section, the former phrase "[t]he General Assembly declares" is deleted as surplusage.

Defined terms: "Arts" § 4-501

"State" § 1-101

4-503. ESTABLISHED.

THERE IS A MARYLAND STATE ARTS COUNCIL IN THE DEPARTMENT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 83A, § 4-604(a).

The reference to being "in the Department" is substituted for the former reference to being "part of the Department" for consistency throughout this article.

Defined term: "Department" § 1-101

4-504. MEMBERSHIP.

(A) COMPOSITION; APPOINTMENT OF MEMBERS.

THE COUNCIL CONSISTS OF THE FOLLOWING 17 MEMBERS:

(1) 13 MEMBERS APPOINTED BY THE GOVERNOR IN CONSULTATION WITH THE SECRETARY AND WITH THE ADVICE AND CONSENT OF THE SENATE;

(2) TWO MEMBERS APPOINTED BY THE PRESIDENT OF THE SENATE OF MARYLAND, AT LEAST ONE OF WHOM SHALL BE A MEMBER OF THE SENATE; AND

(3) TWO MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF DELEGATES, AT LEAST ONE OF WHOM SHALL BE A MEMBER OF THE HOUSE OF DELEGATES.

(B) TENURE; LIMITATIONS; VACANCIES.

(1) (I) THE TERM OF A MEMBER WHO IS NOT A MEMBER OF THE GENERAL ASSEMBLY IS 3 YEARS AND BEGINS ON JULY 1.

(II) A MEMBER OF THE GENERAL ASSEMBLY APPOINTED TO THE COUNCIL SERVES UNTIL A SUCCESSOR IS APPOINTED.

(2) A MEMBER MAY BE REAPPOINTED, BUT AFTER SERVING FOR TWO CONSECUTIVE 3-YEAR TERMS, A MEMBER MAY NOT BE REAPPOINTED UNTIL AT LEAST 1 YEAR AFTER THE END OF THE MEMBER'S PREVIOUS TENURE.

(3) THE TERMS OF MEMBERS APPOINTED UNDER SUBSECTION (A)(1) OF THIS SECTION ARE STAGGERED AS REQUIRED BY THE TERMS PROVIDED FOR MEMBERS OF THE COUNCIL ON OCTOBER 1, 2008.

(4) AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL A SUCCESSOR HAS BEEN APPOINTED AND QUALIFIES.