

The Commissioner of Mental Hygiene shall be a qualified physician who at the time of his appointment has had at least five years' actual experience in the treatment of mental diseases. He shall be appointed as follows: On the taking effect of this Act, the associate members of the Board, or a majority of them, shall designate and nominate to the Governor the man in their judgment best fitted for the position, and the Governor shall thereupon appoint such nominee Commissioner of Mental Hygiene. The Commissioner shall hold such office as long as he shall faithfully and efficiently discharge the duties thereof. He may be removed by the Governor for cause, after an opportunity for a hearing, and any vacancy occurring in the office shall be filled in the manner hereinbefore provided.

The Commissioner of Mental Hygiene shall receive a salary of \$3,600 per annum, and the associate members of the Board of Mental Hygiene shall serve without pay.

SECTION 5. On the taking effect of this Act, all the rights, powers, duties, obligations and functions conferred by any of the sections of Article 59 of the Annotated Code, title "Lunatics and Insane," or by any other provisions of law, upon the Lunacy Commission, shall be transferred to and thereafter be exercised and performed by the Board of Mental Hygiene, as the lawful successor to said Lunacy Commission, and all rights, powers, duties, obligations and functions conferred by any provisions of law upon the Secretary of the Lunacy Commission, shall, on the aforesaid date, be transferred to and thereafter be exercised and performed by the Commissioner of Mental Hygiene, as the lawful successor to the said Secretary, to the same extent and effect as if the Board of Mental Hygiene, in the former case, and the Commissioner of Mental Hygiene, in the latter case, had been the body or the official upon whom the said rights, powers, duties, obligations and functions were conferred. Thereupon the Lunacy Commission and the position of Secretary thereto shall each cease and be abolished.

SECTION 6. The Director of Welfare shall be entitled to and shall receive the advice, counsel and assistance of the Commissioner of Mental Hygiene and of the Board of Mental Hygiene, or any member thereof, in the performance of any of his duties.