

*Health and Mental Hygiene as it shall from time to time deem necessary or desirable and shall advise him . IF NO ADVISORY BOARD IS CREATED FOR THE DEPARTMENT AS PROVIDED FOR IN SECTION 206C OF THIS ARTICLE, THE BOARD OF REVIEW SHALL ADVISE THE SECRETARY as to all matters affecting the Department submitted by him for its consideration.*

*(c) In addition to its advisory powers, the Board shall hear and determine appeals from those decisions of THE SECRETARY OR any departments or other agencies within the Department of Health and Mental Hygiene which are subject to judicial review under Section 255 of this Article or under any other provisions of law. The Board shall also hear and determine appeals from those actions or failures to act by any departments or agencies within the Department of Health and Mental Hygiene for which the Secretary, by regulations, provides for review by the Board. The Board shall report at least annually to the Secretary and its report shall incorporate a summary of appeals heard and the determinations thereof by categories. No member of the Board shall participate in any determination nor vote in any proceeding as to which he has, directly or indirectly, a private interest.*

*(d) The Governor, upon the recommendation of the majority of the Board or upon the recommendation of the Secretary, may remove any member of the Board for one or more of the following:*

*(1) Conviction of a crime involving moral turpitude or of any criminal offense the effect of which is to prevent or interfere with the performance of Board duties.*

*(2) Failure to regularly attend meetings of the Board.*

*(3) Failure to carry out duties assigned by the Board or its Chairman.*

*(4) Acceptance of other office or the conduct of other business conflicting with or tending to conflict with performance of Board duties.*

#### **206B. Appeals to the Board of Review.**

*(a) Any person aggrieved by any decision or action or failure to act on the part of the Secretary or any department or other agency within the Department of Health and Mental Hygiene for which an appeal to the Board of Review of the Department of Health and Mental Hygiene is provided by Section 206A of this Article, shall be entitled to appeal in the manner hereinafter set forth, provided however, that prior to the commencement thereof the person so aggrieved shall make known the basis of the complaint to the person or persons responsible for the decision or the conduct of the action or of the withholding of the action, as the case may be, together with a request that the same be reviewed. If a satisfactory resolution has not occurred within thirty (30) days thereafter, the complainant may proceed as follows:*

*(1) Any complainant seeking further review shall set forth the nature of the complaint in writing, wherein it shall be outlined in detail with a full description of all facts and circumstances pertinent thereto. The complaint shall be filed with the Chief Executive Officer of the department or other agency to which application for review is*