

TERMS OF THREE YEARS, TWO SHALL HAVE INITIAL TERMS OF TWO YEARS, AND ~~[[ONE]]~~ THREE SHALL HAVE AN INITIAL TERM OF ONE YEAR. MEMBERS ARE ELIGIBLE FOR REAPPOINTMENT.

~~[[D]]~~ (C) THE MEMBERS OF THE COMMISSION SHALL NOT RECEIVE COMPENSATION BUT SHALL BE REIMBURSED FOR THEIR REASONABLE EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES, AS PROVIDED IN THE STATE BUDGET.

33E. DUTIES; NOMINATION OF STATE PROSECUTOR

(A) UPON NOTIFICATION BY THE GOVERNOR THAT A VACANCY EXISTS OR IS ABOUT TO OCCUR IN THE OFFICE OF THE STATE PROSECUTOR, THE COMMISSION SHALL SEEK AND REVIEW APPLICATIONS OF PROPOSED NOMINEES FOR THE POSITION. IT SHALL NOTIFY THE MARYLAND STATE BAR ASSOCIATION, INCORPORATED, OF THE VACANCY, AND SHALL REQUEST RECOMMENDATIONS FROM THAT ASSOCIATION. IT ~~[[MAY]]~~ SHALL ALSO SEEK RECOMMENDATIONS FROM INTERESTED CITIZENS, AND GROUPS AND FROM ITS OWN MEMBERS.

(B) THE COMMISSION SHALL EVALUATE EACH APPLICANT, AND SHALL SELECT AND NOMINATE TO THE GOVERNOR THE NAME OF THE PERSON IT FINDS TO BE LEGALLY AND PROFESSIONALLY QUALIFIED BY A VOTE OF A MAJORITY OF THE ENTIRE AUTHORIZED MEMBERSHIP OF THE COMMISSION, TAKEN BY SECRET BALLOT.

(C) THE COMMISSION SHALL REPORT TO THE GOVERNOR, IN WRITING, THE NAME OF THE PERSON IT NOMINATES. THE REPORT SHALL BE SUBMITTED WITHIN 70 DAYS AFTER NOTIFICATION THAT A VACANCY EXISTS OR IS ABOUT TO OCCUR.

(D) THE GOVERNOR MAY REJECT THE NOMINEE FOR CAUSE, IN WHICH EVENT THE COMMISSION SHALL SUBMIT ANOTHER NOMINEE. THE GOVERNOR, IF HE REJECT ~~[[A]]~~ THE NOMINEE, SHALL STATE IN WRITING TO THE ~~[[NOMINATING PERSON OR ASSOCIATION]]~~ COMMISSION THE REASONS FOR HIS REJECTION. THIS STATEMENT IS CONFIDENTIAL, SECRET, AND PRIVILEGED; HOWEVER, THE COMMISSION MAY MAKE IT PUBLIC.

33F. DUTIES; DISCIPLINE AND REPRIMAND OF STATE PROSECUTOR

(A) THE COMMISSION MAY REPRIMAND OR RECOMMEND TO THE GOVERNOR THE REMOVAL FROM OFFICE OF THE STATE PROSECUTOR IF AFTER A HEARING, IT FINDS THAT HE IS GUILTY OF MISCONDUCT IN OFFICE, PERSISTENT FAILURE TO PERFORM THE DUTIES OF HIS OFFICE, OR CONDUCT PREJUDICIAL TO THE PROPER ADMINISTRATION OF JUSTICE.

(B) THE PROCEEDINGS, TESTIMONY, AND OTHER EVIDENCE BEFORE THE COMMISSION ARE CONFIDENTIAL AND PRIVILEGED. HOWEVER, THE COMMISSION, UPON TAKING FINAL ACTION IN THE MATTER, MAY MAKE ITS ORDER AND THE PROCEEDINGS, TESTIMONY