

description of all facts and circumstances pertinent to it. The complaint shall be filed with the chief executive officer of the department or other agency to which application for review is made, if there be one, but if there be none, then with any member of its governing body. Receipt of such complaint shall be promptly acknowledged in writing and a copy transmitted to the Secretary of Health and Mental Hygiene. The department or other agency shall then proceed to investigate the complaint. Subject to such extensions of time as the parties may agree upon, a decision shall be rendered in writing and a copy thereof sent to the complainant within 30 days of the filing of the complaint. A record shall be kept of all complaints and their disposition which shall be open to public inspection during regular business hours.

[(2)](II) A [party] ~~PERSON~~ party aggrieved by an adverse decision of action or failure to take action within the time prescribed by subsection ~~(4)~~ (2) of this section, may file an appeal to the board of review of the Department of Health and Mental Hygiene. The board shall adopt procedures as provided in the Administrative Procedure Act and shall in all other respects be governed by the provisions of the act. At least three members shall sit at any hearing of the board, constituted as a board of appeal. Decisions shall be by a majority of the board sitting. The board's decision shall be in writing, stating its reasons. Minutes of its proceedings shall be kept. The chairman, or acting chairman, shall have the power to administer oaths and compel the attendance of witnesses. The decision of the board shall be the final agency decision for purposes of judicial review under § 255 of this article or for purposes of any other provisions of law permitting appeals to the courts from decisions of agencies included within the Department of Health and Mental Hygiene. Appeals from decisions of the board shall be as prescribed in the Administrative Procedure Act or by the substantive law applying to commission, department, board or other instrumentality whose decision is being appealed.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect on July 1, 1977.

Approved May 26, 1977.

CHAPTER 743

(Senate Bill 1068)

AN ACT concerning

Higher Education- general State