

3-100 1. MEMBERSHIP.

(A) COMPOSITION.

THE WASHINGTON COUNTY BOARD CONSISTS OF FIVE MEMBERS.

(B) ELECTION OF MEMBERS.

ALL FIVE MEMBERS OF THE WASHINGTON COUNTY BOARD SHALL BE ELECTED AT A GENERAL ELECTION EVERY 4 YEARS BEGINNING IN 1978.

(C) TERM; VACANCIES.

(1) EACH MEMBER SERVES FOR A TERM OF 4 YEARS BEGINNING ON JANUARY 1 AFTER HIS ELECTION AND UNTIL A SUCCESSOR IS ELECTED AND QUALIFIES.

(2) THE GOVERNOR SHALL APPOINT A QUALIFIED INDIVIDUAL TO FILL ANY VACANCY ON THE COUNTY BOARD FOR THE REMAINDER OF THAT TERM AND UNTIL A SUCCESSOR IS ELECTED AND QUALIFIES.

(D) REMOVAL.

(1) THE STATE BOARD MAY REMOVE A MEMBER OF THE COUNTY BOARD FOR:

- (I) IMMORALITY;
- (II) MISCONDUCT IN OFFICE;
- (III) INCOMPETENCY; OR
- (IV) WILLFUL NEGLECT OF DUTY.

(2) BEFORE REMOVING A MEMBER, THE STATE BOARD SHALL SEND THE MEMBER A COPY OF THE CHARGES AGAINST HIM AND GIVE HIM AN OPPORTUNITY WITHIN 10 DAYS TO REQUEST A HEARING.

(3) IF THE MEMBER REQUESTS A HEARING WITHIN THE 10-DAY PERIOD:

(I) THE STATE BOARD PROMPTLY SHALL HOLD A HEARING, BUT A HEARING MAY NOT BE SET WITHIN 10 DAYS AFTER THE STATE BOARD SENDS THE MEMBER A NOTICE OF THE HEARING; AND

(II) THE MEMBER SHALL HAVE AN OPPORTUNITY TO BE HEARD PUBLICLY BEFORE THE STATE BOARD IN HIS OWN DEFENSE, IN PERSON OR BY COUNSEL.

(4) A MEMBER REMOVED UNDER THIS SUBSECTION HAS THE RIGHT TO A DE NOVO REVIEW OF THE REMOVAL BY THE CIRCUIT COURT FOR WASHINGTON COUNTY.

REVISOR'S NOTE: This section presently appears as Art. 77, §36A(a), (c), and (d).