

The specific provisions of present Art. 77, §56D(b) that relate to Baltimore City are merged into the provisions of this section in light of the definitions of "county board" and "county superintendent" in §1-101 of this article.

The only changes are in style.

6-203. HEARING EXAMINER IN CERTAIN COUNTIES.

(A) APPLICABILITY OF SECTION.

THIS SECTION APPLIES ONLY TO THE COUNTY BOARDS OF THE FOLLOWING COUNTIES:

- (1) ANNE ARUNDEL;
- (2) CALVERT;
- (3) CHARLES;
- (4) HARFORD; AND
- (5) MONTGOMERY.

(B) INITIAL HEARING BY HEARING EXAMINER.

FOR ALL PROCEEDINGS BEFORE A COUNTY BOARD UNDER §§ 4-205(C) AND 6-202 OF THIS ARTICLE, THE COUNTY BOARD MAY HAVE THE PROCEEDINGS HEARD FIRST BY A HEARING EXAMINER.

(C) REQUIREMENTS FOR SELECTION.

(1) EXCEPT IN ANNE ARUNDEL COUNTY, THE HEARING EXAMINER SHALL BE AN ATTORNEY ADMITTED TO PRACTICE BEFORE THE MARYLAND COURT OF APPEALS. IN ANNE ARUNDEL COUNTY, THE HEARING EXAMINER MAY, BUT NEED NOT, BE AN ATTORNEY.

(2) THE HEARING EXAMINER SHALL BE CHOSEN BY THE COUNTY BOARD.

(3) IN CALVERT AND CHARLES COUNTIES, THE HEARING EXAMINER MAY NOT BE THE ATTORNEY TO THE COUNTY BOARD OR BE CONNECTED IN ANY WAY WITH THAT ATTORNEY.

(D) SUBMISSION OF TRANSCRIPT AND FINDINGS.

THE HEARING EXAMINER SHALL SUBMIT TO THE COUNTY BOARD AND APPELLANT:

(1) A TRANSCRIPT OF THE PROCEEDINGS AND EXHIBITS; AND

(2) HIS FINDINGS OF FACT, CONCLUSIONS OF LAW, AND HIS RECOMMENDATION.

(E) PARTIES MAY PRESENT ARGUMENT BEFORE BOARD.