

(4) A MEMBER WHO IS APPOINTED BY THE GOVERNOR AFTER A TERM HAS BEGUN SERVES ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

(D) MEMBERS APPOINTED BY THE SECRETARY -- TENURE.

THE MEMBERS APPOINTED BY THE SECRETARY SERVE AT THE PLEASURE OF THE SECRETARY.

(E) REMOVAL OF MEMBERS APPOINTED BY GOVERNOR.

THE GOVERNOR MAY REMOVE FOR INCOMPETENCE OR MISCONDUCT A MEMBER APPOINTED BY THE GOVERNOR.

REVISOR'S NOTE: This section is new language derived without substantive change from the last phrase of the first sentence and the entire second and third sentences of Art. 43, § 406A(e)(1) and the first, second, and fourth sentences of (2).

Subsection (b) of this section is standard language added to this and, where necessary, corresponding sections of other titles of this article to state the duty of an individual appointed to any office of profit or trust to take the oath specified in Art. I, § 9 of the State Constitution.

Subsection (c)(3) of this section is standard language added to this and, where necessary, corresponding sections of other titles of this article to provide for gaps in membership by indicating that a member serves until a successor takes office. This provision is supported by the cases of Benson v. Mellor, 152 Md. 481 (1927) and Grooms v. LaVale Zoning Board, 27 Md. App. 266 (1975).

Subsection (e) of this section is new language derived without substantive change from Art. II, § 15 of the State Constitution. For other provisions on removal, see: Art. XV, § 2 of the State Constitution, on suspension and removal for crimes; and Art. 41, § 4 of the Code, on removal for failure to attend meetings.

In subsection (a)(3) of this section, "Secretary" is substituted for the reference to "Secretary of the Department of Natural Resources" and, in subsection (d) of this section, the present reference to representatives of the Department of Natural Resources is deleted in light of Ch. 27, Acts of 1980. This revision is called to the attention of the General Assembly. For a further discussion, see the General Revisor's Note to this title.