

WHILE A MEMBER OF THE BOARD, A CONSUMER MEMBER MAY NOT HAVE A FINANCIAL INTEREST IN A PERSON REGULATED BY THE BOARD.

(E) OATH.

BEFORE TAKING OFFICE, EACH MEMBER OF THE BOARD SHALL TAKE THE OATH REQUIRED BY ARTICLE I, § 9 OF THE STATE CONSTITUTION.

(F) TENURE; VACANCIES.

(1) THE TERM OF AN APPOINTED MEMBER IS 4 YEARS, EXCEPT THAT THE INITIAL TERM OF ONE OF THE CONSUMER MEMBERS IS 3 YEARS.

(2) THE TERMS OF APPOINTED MEMBERS ARE STAGGERED AS REQUIRED BY THE TERMS PROVIDED FOR MEMBERS OF THE BOARD ON JULY 1, 1981.

(3) AT THE END OF A TERM, AN APPOINTED MEMBER CONTINUES TO SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

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

(G) REMOVAL.

THE GOVERNOR MAY REMOVE AN APPOINTED MEMBER FOR INCOMPETENCE OR MISCONDUCT.

REVISOR'S NOTE: This section is new language derived in part from the first phrase of Art. 43, § 339 and from Art. 43, § 340(b) -- except for item (v) of that subsection -- (c), (d), (e), and (f).

Subsection (e) of this section is new language added to clarify that the oath required is the oath contained in Art. I, § 9 of the State Constitution. Present Art. 43, § 341, which requires certification of an additional oath, is deleted as unconstitutional. Art. 37 of the Maryland Declaration of Rights prohibits the legislature from requiring any other oath than the oath required by the Constitution. See Davidson v. Brice, 91 Md. 681 (1900).

Subsection (f)(4) of this section is added as standard language. It follows from the existence of staggered terms. An inherent aspect of staggered terms is that they must begin and end at set intervals. For circumstances under which this subsection applies, see the General Revisor's Note to this article.