

IS RECEIVING MENTAL HEALTH CARE.

10. 1 INDIVIDUAL WHO IS A RELATIVE OF A MENTAL HEALTH CARE RECIPIENT.

11. AT LEAST 3 MEMBERS FROM THE GENERAL PUBLIC.

(2) IF THERE IS MORE THAN ONE STATE FACILITY WITH A RESIDENTIAL UNIT IN THAT COUNTY, THE REPRESENTATIVE FROM THESE UNITS SHALL SERVE ON A ROTATING BASIS AND, EXCEPT FOR BALTIMORE CITY, SHALL BE APPOINTED BY THE DIRECTOR. IN BALTIMORE CITY, THE BALTIMORE CITY COMMISSIONER OF HEALTH MAY APPOINT ONE REPRESENTATIVE OF ITS COMMUNITY MENTAL HEALTH CENTERS.

(B) INTERCOUNTY ADVISORY COMMITTEE.

IF AN INTERCOUNTY ADVISORY COMMITTEE IS ESTABLISHED, THE GOVERNING BODY OF EACH PARTICIPATING COUNTY SHALL APPOINT AT LEAST 4 MEMBERS OF THE COMMITTEE.

(C) TENURE OF APPOINTEES; VACANCIES.

(1) THE TERM OF AN APPOINTED MEMBER IS 3 YEARS AND BEGINS ON JULY 1.

(2) THE TERMS OF ONE THIRD OF THE APPOINTED MEMBERS OF EACH COUNTY ADVISORY COMMITTEE OR INTERCOUNTY ADVISORY COMMITTEE END EACH YEAR.

(3) AT THE END OF A TERM, A 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.

(5) A MEMBER WHO SERVES 2 CONSECUTIVE FULL 3-YEAR TERMS MAY NOT BE REAPPOINTED FOR 3 YEARS AFTER COMPLETION OF THOSE TERMS.

REVISOR'S NOTE: Subsections (a), (b), and (c)(1), (2), and (5) of this section are new language derived without substantive change from former Article 43, § 1J(d) and the second clause of the first sentence and the entire second, third, fourth, and seventh through tenth sentences of (c)(1).

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