

Subsection (c)(2) of this section is new language added to reflect the continuing stagger created under the second clause of the second sentence of former Art. 88D, § 5(a), which specified the terms of the initial members and is deleted as obsolete.

The terms of the members serving on October 1, 1984 end as follows: (1) 2 in 1985; (2) 1 in 1986; (3) 1 in 1987; and (4) 1 in 1988.

Subsection (c)(3) of this section is standard language added to avoid gaps in membership by providing 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).

In subsection (c)(4) of this section, the former limitation "in the same manner as for an original appointment" is deleted as surplusage.

Defined term: "Commission" § 9-101

9-106. CHAIRMAN.

FROM AMONG ITS MEMBERS, THE COMMISSION ANNUALLY SHALL ELECT A CHAIRMAN.

REVISOR'S NOTE: This section is new language derived without substantive change from the third sentence of former Art. 88D, § 5(a).

Defined term: "Commission" § 9-101

9-107. DIRECTOR.

(A) POSITION AND APPOINTMENT.

WITH THE ADVICE AND CONSENT OF THE SENATE, THE GOVERNOR SHALL APPOINT THE DIRECTOR OF THE AGENCY, WHO IS THE EXECUTIVE OFFICER OF THE AGENCY AND SECRETARY OF THE COMMISSION.

(B) RESPONSIBILITY TO GOVERNOR.

THE DIRECTOR SERVES AT THE PLEASURE OF THE GOVERNOR.

(C) QUALIFICATIONS.

THE DIRECTOR MUST HAVE THE TRAINING AND EXPERIENCE NEEDED TO DIRECT THE WORK OF THE AGENCY.

(D) FULL-TIME DUTIES.

THE DIRECTOR SHALL DEVOTE FULL TIME TO THE DUTIES OF OFFICE AND MAY NOT ENGAGE IN ANOTHER PROFESSION OR OCCUPATION.