

(D) EACH TRUSTEE, WITHIN 10 DAYS AFTER THE COMMENCEMENT OF THE TRUSTEE'S TERM, SHALL TAKE AN OATH OF OFFICE THAT THE TRUSTEE WILL DILIGENTLY AND FAITHFULLY PERFORM THE DUTIES OF TRUSTEE IN ACCORDANCE WITH LAW. SUCH OATH SHALL BE ADMINISTERED BY THE CLERK OF THE CIRCUIT COURT FOR BALTIMORE CITY, SUBSCRIBED BY THE MEMBER MAKING IT, AND FILED IN SAID CLERK'S OFFICE.

(E) THE BOARD OF TRUSTEES SHALL ACT BY MAJORITY VOTE. FIVE MEMBERS SHALL CONSTITUTE A QUORUM FOR ALL PURPOSES. EACH MEMBER OF THE BOARD SHALL BE ENTITLED TO ONE VOTE. THE BOARD SHALL ELECT ITS OWN OFFICERS.

(F) THE BOARD OF TRUSTEES SHALL KEEP A RECORD OF ALL ITS PROCEEDINGS WHICH SHALL BE OPEN TO PUBLIC INSPECTION. IT SHALL PROVIDE, IF REQUESTED, AN OPPORTUNITY FOR A FULL HEARING, INCLUDING THE RIGHT TO COUNSEL AND CROSS-EXAMINATION FOR ALL INTERESTED PARTIES IN ANY PROCEEDING AS TO ANY BENEFIT, OR ANY PART THEREOF, PROVIDED HEREIN. THE BOARD, THROUGH ITS MEMBER PRESIDING AT ANY HEARING, SHALL HAVE THE POWER TO ADMINISTER OATHS AND MAY APPLY TO THE CIRCUIT COURT OF ANY COUNTY FOR A SUBPOENA FOR ANY WITNESS, WHICH SHALL BE GRANTED BY THE COURT UPON FINDING THAT THE EVIDENCE OF SAID WITNESS IS NECESSARY TO PROVIDE A FAIR HEARING, AND THAT REQUIRING ATTENDANCE BY THE WITNESS WOULD NOT BE OPPRESSIVE. THE BOARD MAY EXPEND FROM THE FUND SUCH AMOUNTS AS MAY BE NECESSARY FOR THE CONDUCT OF ITS PROCEEDINGS, INCLUDING BUT NOT LIMITED TO EXPENSES FOR INVESTIGATION, MEDICAL OR OTHER ADVICE, STENOGRAPHIC SERVICE, AND THE LIKE. THE ATTORNEY GENERAL SHALL BE THE LEGAL ADVISER TO THE BOARD, AND SHALL UPON REQUEST BY THE BOARD, ASSIST AND ADVISE THE BOARD DURING THE CONDUCT OF ANY HEARING.

(G) THE BOARD OF TRUSTEES MAY ESTABLISH RULES AND REGULATIONS, CONSISTENT WITH THIS TITLE WITH RESPECT TO THE AMOUNT OF BENEFITS, THE ADMINISTRATION OF THE FUND CREATED BY THIS TITLE, AND THE TRANSACTION OF ITS BUSINESS.

(H) THE BOARD OF TRUSTEES SHALL HAVE THE POWER TO SUE AND BE SUED AS AN ENTITY IN ANY COURT OF THIS STATE OR ANY OTHER STATE OR FEDERAL JURISDICTION. THE BOARD SHALL ADOPT AN OFFICIAL SEAL.

(I) NO TRUSTEE SHALL BE LIABLE FOR THE CONDUCT OF ANY PREDECESSOR, COTRUSTEE, OR ANY AGENT, REPRESENTATIVE, CUSTODIAN, OR DEPOSITORY SELECTED WITH REASONABLE CARE, BUT ONLY FOR HIS OWN NEGLIGENCE OR DEFAULT.

DRAFTER'S NOTE:

Error: Erroneous repeal of former Article 73B, § 52 of the Code, as obsolete.

Occurred: Ch. 131, Acts of 1992.