

SUBTITLE 5. MISCELLANEOUS PROVISIONS.

8-501. BOARDS AND COMMISSIONS; FAILURE TO ATTEND MEETINGS.

(A) MEMBER DEEMED TO HAVE RESIGNED.

A MEMBER OF A STATE BOARD OR COMMISSION APPOINTED BY THE GOVERNOR WHO FAILS TO ATTEND AT LEAST 50% OF THE MEETINGS OF THE BOARD OR COMMISSION DURING ANY CONSECUTIVE 12-MONTH PERIOD SHALL BE CONSIDERED TO HAVE RESIGNED.

(B) NOTICE TO GOVERNOR.

NOT LATER THAN JANUARY 15 OF THE YEAR FOLLOWING THE END OF THE 12-MONTH PERIOD THE CHAIRMAN OF THE BOARD OR COMMISSION SHALL FORWARD TO THE GOVERNOR:

(1) THE NAME OF THE INDIVIDUAL CONSIDERED TO HAVE RESIGNED;
AND

(2) A STATEMENT DESCRIBING THE INDIVIDUAL'S HISTORY OF ATTENDANCE DURING THE PERIOD.

(C) APPOINTMENT OF SUCCESSOR.

EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, AFTER RECEIVING THE CHAIRMAN'S STATEMENT THE GOVERNOR SHALL APPOINT A SUCCESSOR FOR THE REMAINDER OF THE TERM OF THE INDIVIDUAL.

(D) EXCEPTION.

IF THE INDIVIDUAL HAS BEEN UNABLE TO ATTEND MEETINGS FOR REASONS SATISFACTORY TO THE GOVERNOR, THE GOVERNOR MAY WAIVE THE RESIGNATION IF THE REASONS ARE MADE PUBLIC.

REVISOR'S NOTE: This section is derived without substantive change from Art. 41, § 1-203. The only changes are in style.

8-502. SAME; SUSPENSION OR REMOVAL FOR COMMISSION OF CRIMES.

(A) SUSPENSION GENERALLY.

(1) A MEMBER OF A STATE BOARD OR COMMISSION SHALL BE SUSPENDED WITHOUT PAY FROM PARTICIPATION IN THE ACTIVITIES OF THE BOARD OR COMMISSION IF THE MEMBER IS CONVICTED OF OR ENTERS A PLEA OF NOLO CONTENDERE TO ANY CRIME THAT:

(I) IS A FELONY; OR

(II) THAT IS A MISDEMEANOR RELATED TO THE MEMBER'S PUBLIC DUTIES AND RESPONSIBILITIES AND INVOLVES MORAL TURPITUDE FOR WHICH THE PENALTY MAY BE INCARCERATION IN ANY PENAL INSTITUTION.

(2) THE SUSPENSION SHALL CONTINUE DURING ANY PERIOD OF APPEAL OF THE CONVICTION.