

5. ONE BY THE SUBCABINET; AND

(II) FIVE SHALL BE APPOINTED BY THE GOVERNOR.

(3) OF THE FIVE APPOINTED BY THE GOVERNOR:

(I) THREE SHALL BE PROGRAM ADMINISTRATORS; AND

(II) TWO SHALL BE CONSUMER MEMBERS.

(B) THE GOVERNOR SHALL APPOINT MEMBERS WITH THE ADVICE AND CONSENT OF THE SENATE.

(C) EACH BOARD MEMBER SHALL:

(1) BE A UNITED STATES CITIZEN; AND

(2) HAVE RESIDED IN THIS STATE FOR AT LEAST 1 YEAR BEFORE APPOINTMENT TO THE BOARD.

(D) EACH A CONSUMER MEMBER OF THE BOARD:

(1) ~~MAY NOT BE A PROGRAM ADMINISTRATOR; MAY NOT BE OR EVER HAVE BEEN A PROGRAM ADMINISTRATOR;~~

(2) (2) MAY NOT HAVE A HOUSEHOLD MEMBER WHO IS A PROGRAM ADMINISTRATOR;

~~(3) MAY NOT PARTICIPATE OR EVER HAVE PARTICIPATED IN A COMMERCIAL OR PROFESSIONAL FIELD RELATED TO ADMINISTERING A PROGRAM;~~

(4) (2) (3) MAY NOT HAVE A HOUSEHOLD MEMBER WHO PARTICIPATES IN A COMMERCIAL OR PROFESSIONAL FIELD RELATED TO ADMINISTERING A PROGRAM; AND

(5) ~~(3)~~(4) MAY NOT HAVE HAD WITHIN 2 YEARS BEFORE APPOINTMENT A SUBSTANTIAL FINANCIAL INTEREST IN A PROGRAM REGULATED BY AN AGENCY.

(E) WHILE A MEMBER OF THE BOARD, A CONSUMER MEMBER MAY NOT HAVE A SUBSTANTIAL FINANCIAL INTEREST IN A PROGRAM REGULATED BY AN AGENCY.

(F) BEFORE TAKING OFFICE, EACH APPOINTEE TO THE BOARD SHALL TAKE THE OATH REQUIRED BY ARTICLE I, § 9 OF THE STATE CONSTITUTION.

(G) (1) THE TERM OF A MEMBER IS 4 YEARS.

(2) THE TERMS OF MEMBERS ARE STAGGERED AS REQUIRED BY THE TERMS PROVIDED FOR MEMBERS OF THE BOARD ON OCTOBER 1, 2004.

(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.