The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, the lack of an express provision establishing the number of members who constitute a quorum. For a governmental unit, case law indicates that, absent an express provision, a majority of the members is a quorum. See Gemeny v. Prince George's County, 264 Md. 85, 285 A.2d 602 (1972); Zeiler v. Central Ry., 84 Md. 304, 35 A. 932 (1896); and Heiskell v. Mayor of Baltimore, 65 Md. 125, 4 A. 116 (1886). However, in light of § 10–105(b) of this subtitle, it is unclear whether the case law would apply to the Board.

The Committee also notes that, notwithstanding the specific reference to payment "semimonthly" in the ninth sentence of former Art. 101, § 71(a)(1) — now subsection (d)(2) of this section — the Central Payroll Office of the Comptroller's Office pays the members each 2 weeks.

Defined term: "Board" § 10–101

10–113. STAFF.

(A) IN GENERAL.

THE BOARD:

(1) SHALL APPOINT A SUPERINTENDENT AND ASSISTANT SUPERINTENDENT OF THE FUND; AND

(2) MAY EMPLOY OTHER STAFF.

(B) STATUS.

(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, EMPLOYEES OF THE FUND ARE UNCLASSIFIED.

(2) A CLASSIFIED EMPLOYEE OF THE FUND HIRED BEFORE JULY 1, 1990 IN A NONPROFESSIONAL OR NONTECHNICAL POSITION SHALL REMAIN A MEMBER OF THE CLASSIFIED SERVICE AS LONG AS THE EMPLOYEE REMAINS IN A NONPROFESSIONAL OR NONTECHNICAL POSITION WITH THE FUND.

(C) COMPENSATION.

(1) THE BOARD SHALL SET COMPENSATION FOR ITS EMPLOYEES WHO ARE IN THE UNCLASSIFIED SERVICE.

(2) TO THE EXTENT PRACTICABLE, THE BOARD SHALL SET THE COMPENSATION IN ACCORDANCE WITH THE STATE PAY PLAN.

(D) REMOVALS.

(1) THIS SUBSECTION DOES NOT APPLY TO THE LAYOFF OF AN EMPLOYEE BECAUSE OF LACK OF WORK.