

No changes are made.

10-208. MEMBERSHIP.

(A) COMPOSITION; APPOINTMENT OF MEMBERS.

(1) THE BOARD CONSISTS OF 3 MEMBERS, APPOINTED BY THE GOVERNOR WITH THE ADVICE AND CONSENT OF THE SENATE.

(2) OF THE 3 MEMBERS OF THE BOARD:

(I) 1 SHALL REPRESENT LABOR;

(II) 1 SHALL REPRESENT MANAGEMENT; AND

(III) 1 SHALL REPRESENT THE GENERAL PUBLIC.

(B) OATH.

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

(C) TENURE; VACANCIES.

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

(2) AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

(3) 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.

(D) REMOVAL.

THE GOVERNOR MAY REMOVE A MEMBER FOR INCOMPETENCE OR MISCONDUCT.

REVISOR'S NOTE: Subsections (a) and (c)(1) of this section are new language derived without substantive change from former Art. 101, § 66(8)(b)(i) through (iii).

Subsection (b) of this section is standard language added to state the requirement that an individual appointed to an office of profit or trust take the oath specified in Md. Constitution, Art. I, § 9.

Subsection (c)(2) of this section is standard language added to avoid gaps in membership by indicating that a member serves until a successor takes office. This addition is supported by the cases of Benson v. Mellor, 152 Md. 481 (1927), and Grooms v. LaVale Zoning Board, 27 Md. App. 266 (1975).