

(D) OATH.

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

(E) TENURE: VACANCIES.

(1) THE TERM OF AN APPOINTED MEMBER IS 4 YEARS AND BEGINS ON JULY 1.

(2) AT THE END OF A TERM, AN APPOINTED 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.

(F) REMOVAL.

THE GOVERNOR MAY REMOVE AN APPOINTED MEMBER FOR INCOMPETENCE OR MISCONDUCT.

REVISOR'S NOTE: Subsections (a), (b)(1)(ii), and (e)(1) and (3) of this section are new language derived without substantive change from former Art. 56, § 325(c) and (b)(2), (3), and the first clause of (1).

Subsection (b)(1)(i) and (2) of this section is new language derived without substantive change from the second sentence of former Art. 41, § 8-102(c).

Subsection (c) of this section is standard language added as an inherent and essential corollary to subsection (b)(2)(ii) of this section.

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

Subsection (e)(2) and the clause "until a successor is appointed and qualifies" in subsection (e)(3) of this section are standard language added to avoid gaps in membership by indicating that a member serves until a successor takes office. These additions are supported by the cases of Benson v. Mellor, 152 Md. 481 (1927), and Grooms v. LaVale Zoning Board, 27 Md. App. 266 (1975). For circumstances under which subsection (e)(3) of this section applies, see the General Revisor's Note to this article.

Subsection (f) of this section is new language that repeats the provisions of Md. Constitution, Art. II, § 15. For other provisions on removal, see Md. Constitution, Art. XV, § 2, on suspension and removal for crimes, and Art. 41, § 1-203 of the Code, on removal for failure to attend meetings.