

Subsection (d) 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.

The Business Regulation Article Review Committee notes, for consideration by the General Assembly, that former Art. 56, § 109 was silent about qualifications of members of the Commission. Provisions on qualifications for members of boards, commissions, or councils are found throughout the Code.

The Business Regulation Article Review Committee also notes, for consideration by the General Assembly, that former Art. 56, § 109 did not require that a consumer member sit on the Commission. Under former Art. 41, § 8-102(c), at least 1 consumer member was required to be included on every board, commission, and council within the Department of Licensing and Regulation. However, an opinion of the Attorney General, 64 Op. Att'y Gen. 98 (1979), determined that each member of the Commission qualified as a "consumer member" under former Art. 41, § 8-102(c). The General Assembly may wish to state that the Commission consists of 5 "consumer members".

Defined terms: "Commission" § 4-101
"Secretary" § 1-101

4-203. CHAIRMAN.

(A) IN GENERAL.

THE COMMISSION SHALL ELECT A CHAIRMAN FROM AMONG THE MEMBERS OF THE COMMISSION.

(B) ELECTION AND TERM OF OFFICE.

THE MANNER OF ELECTION OF THE CHAIRMAN AND THE CHAIRMAN'S TERM OF OFFICE SHALL BE AS THE COMMISSION DETERMINES.

REVISOR'S NOTE: Subsection (a) of this section is new language derived without substantive change from the first clause of the fifth sentence of former Art. 56, § 109.

Subsection (b) of this section is standard language added to clarify the manner of election for the chairman of the Commission and the chairman's term of office.

In subsection (a) of this section, the former phrase "at their first meeting after their appointment" is deleted as obsolete since members of the Commission now serve staggered and not concurrent terms.

Defined term: "Commission" § 4-101