

(IV) A MEMBER MAY BE REAPPOINTED, BUT AFTER SERVING FOR TWO CONSECUTIVE 3-YEAR TERMS, A MEMBER MAY NOT BE REAPPOINTED UNTIL AT LEAST 1 YEAR AFTER THE END OF THE MEMBER'S PREVIOUS TENURE.

(V) 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.

(2) A MEMBER OF THE GENERAL ASSEMBLY APPOINTED BY THE PRESIDENT OF THE SENATE OR THE SPEAKER OF THE HOUSE SERVES UNTIL A SUCCESSOR IS APPOINTED.

(3) A MEMBER APPOINTED BY THE GOVERNOR MAY BE REMOVED BY THE GOVERNOR WITH OR WITHOUT CAUSE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 83A, § 4-203(b), (c)(1) through (3), and the first sentence of (d).

In subsection (a)(1) of this section, the phrase "with the advice of" is substituted for the former phrase "in consultation with" for consistency with other revised articles.

In subsection (a)(3)(i) and (ii) and (4)(i) and (ii) of this section, the references to "at least" a specified number of members are added for clarity.

In subsection (d)(1)(ii) of this section, the terms being staggered as required by the terms provided for Board members on "October 1, 2008" is substituted for the former obsolete reference to terms being staggered as required by the terms provided on "July 1, 1993". This substitution is not intended to alter the term of any member of the Board. See § 13 of Ch. 306, Acts of 2008. The terms of the members serving on October 1, 2008 end as follows: (1) three on June 30, 2009; (2) three on June 30, 2010; and (3) five on June 30, 2011.

In subsection (d)(1)(iii) of this section, the reference to serving until a successor is appointed "and qualifies" 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 holdings in *Benson v. Mellor*, 152 Md. 481 (1927) and *Grooms v. LaVale Zoning Bd.*, 27 Md. App. 266 (1975).

Subsection (d)(1)(v) of this section is restated in standard language on the term of a member filling a vacancy for consistency in style. See General Revisor's Note to article; cf. *Benson v. Mellor*, 152 Md. 481 (1927); *Grooms v. LaVale Zoning Bd.*, 27 Md. App. 266 (1975).

In subsection (d)(3) of this section, the reference to "remov[al] by the Governor with or without cause" of a member with a definite term of office is substituted for the former reference to a member appointed by the