

**(E) OATHS AND WITNESSES.**

(1) AT A MEETING OF THE BOARD OF APPEALS, THE CHAIRMAN OR, IN HIS ABSENCE, THE ACTING CHAIRMAN MAY ADMINISTER OATHS AND ISSUE SUBPOENAS AND ORDERS FOR THE ATTENDANCE OF WITNESSES AND THE PRODUCTION OF PAPERS, BOOKS, AND DOCUMENTS.

(2) IF A PERSON FAILS TO COMPLY WITH ANY SUBPOENA OR ORDER ISSUED UNDER THIS SUBSECTION, THE CHAIRMAN OR ACTING CHAIRMAN MAY INVOKE THE AID OF A COURT OF COMPETENT JURISDICTION. THE COURT MAY ORDER THAT PERSON TO OBEY THE SUBPOENA OR ORDER OR TO GIVE EVIDENCE ABOUT THE MATTER IN QUESTION.

**(F) ACTIONS OF MAJORITY OF BOARD.**

THE CONCURRING VOTE OF A MAJORITY OF THE MEMBERS OF THE BOARD IS SUFFICIENT TO EXERCISE ANY OF ITS POWERS UNDER THIS PART.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 1A, §8-803(d)—except for the last part of (d) (2)—and Art. 1A, §8-803(e) (first paragraph), (e) (1), and (e) (6). It is revised to conform to the like provisions of §5-612 of this title; see revisor's note to that section.

**5-814. BOARD OF APPEALS - APPEALS.****(A) RIGHT OF APPEAL.**

(1) APPEALS TO THE BOARD OF APPEALS MAY BE TAKEN BY THE ADMINISTRATION, BY ANY AGGRIEVED PERSON, OR BY ANY OFFICER OR AGENCY OF THE POLITICAL SUBDIVISION AFFECTED BY ANY DECISION OF THE ADMINISTRATIVE AGENCY.

(2) AN APPEAL SHALL BE TAKEN WITHIN 30 DAYS OF THE DECISION BY FILING, WITH THE ADMINISTRATIVE AGENCY FROM WHICH THE APPEAL IS TAKEN AND WITH THE BOARD, A NOTICE OF APPEAL SPECIFYING THE GROUNDS FOR THE APPEAL. THE AGENCY IMMEDIATELY SHALL SEND TO THE BOARD THE PAPERS THAT CONSTITUTE THE RECORD ON WHICH THE ACTION APPEALED FROM WAS TAKEN.

(3) BEFORE THE HEARING, THE AGENCY ALSO SHALL SEND A COPY OF THE DECISION TO THE ADMINISTRATION AND GIVE IT AN OPPORTUNITY TO COMMENT.

**(B) STAY OF PROCEEDINGS.**

(1) AN APPEAL STAYS ALL PROCEEDINGS IN FURTHERANCE OF THE ACTION APPEALED FROM, UNLESS THE ADMINISTRATIVE AGENCY CERTIFIES TO THE BOARD THAT, BECAUSE OF THE FACTS STATED IN THE CERTIFICATE, A STAY IN ITS OPINION WOULD CAUSE IMMINENT PERIL TO LIFE OR