

## EXECUTIVE ORDERS

Pinder, Shirley Jean #0355

Poss. of CDS

11 mos-6/13/89

Sisk, Arlene Joann #07345

Disorderly Intoxication

90 days-10/20/89

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### EXECUTIVE ORDER OF DECEMBER 22, 1989

01.01.1989.21

#### Office of Administrative Hearings

WHEREAS, By Chapter 788 of the Acts of 1989, the General Assembly created the Office of Administrative Hearings; and

WHEREAS, That Act provides that the Governor may temporarily exempt an agency from the provisions of the Act; and

WHEREAS, Certain State agencies must secure federal approval under penalty of loss of federal funding before certain of their contested hearings may be heard by an administrative law judge of the Office of Administrative Hearings; and

WHEREAS, The Secretaries of the affected agencies and the Chief Administrative Law Judge recognize the need to secure the necessary federal approvals prior to transfer of the hearings functions from the agencies to the Office of Administrative Hearings; and

WHEREAS, The Chief Administrative Law Judge and the Secretary of Economic and Employment Development jointly recommend that administrative hearings regarding Unemployment Insurance remain temporarily within the Department of Economic and Employment Development; and

WHEREAS, It is in the best interest of the citizens of the State of Maryland, particularly the litigants in contested administrative hearings, that the jurisdiction of the Office of Administrative Hearings be clear;

NOW, THEREFORE, I, WILLIAM DONALD SCHAEFER, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING ORDER EFFECTIVE JANUARY 1, 1990:

#### A. Exemptions Relating to Federal Approval Process.

(1) The following contested cases of the following departments are temporarily exempted from the provisions of Chapter 788 of the Acts of 1989 until 15 days after their receipt of the necessary federal approvals or waivers:

(a) Maryland Occupational Safety and Health hearings within the Department of Licensing and Regulation;

(b) Medicaid hearings within the Department of Health and Mental Hygiene;

(c) Aid to Families with Dependent Children, child welfare, foster