

Art. 15A, § 23B -- now Title 2, Subtitle 4 of this article.

Also in subsection (b)(3)(i) of this section, the former word "analyze" is deleted as unnecessary in light of the broad phrase "conduct studies".

In subsection (c)(1) of this section, the word "staff" is substituted for the former, specific references to "assistants, professional consultants and employees", for brevity.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that, while appointment of the Deputy Secretary requires approval of the Governor, similar approval is not required for removal. The laws governing 8 principal departments require the approval of the Governor for the removal of the Deputy Secretary: i.e., AG § 2-102(d), NR § 1-101(d), TR § 2-102(e), and Art. 41, §§ 204B(e), 205B(e), 206B(e), 221B(e), and 257E(f) of the Code. The laws governing 5 of the other principal departments -- including the Department of Budget and Fiscal Planning -- contain no comparable provision. The appointment of the Deputy State Superintendent of Schools, in the Department of Education, does not require gubernatorial approval.

The Commission also notes whether subsection (a)(2) of this section should specify that the Deputy Secretary serves as acting secretary if the Secretary is absent.

Defined terms: "Department" § 3-101
"Secretary" § 3-101

3-204. GENERAL AUTHORITY AND DUTIES OF SECRETARY.

(A) BUDGET.

THE SECRETARY IS RESPONSIBLE FOR THE BUDGET OF THE DEPARTMENT.

REVISOR'S NOTE: This subsection is new language derived without substantive change from the first clause of former Art. 41, § 71(e).

Defined terms: "Department" § 3-101
"Secretary" § 3-101

(B) REGULATIONS.

THE SECRETARY MAY ADOPT REGULATIONS FOR THE DEPARTMENT AND ITS UNITS.