

REVISOR'S NOTE: This section is new language that, in part, combines, without substantive change, former Art. 89, § 31A and Art. 100, § 93A and, in part, repeats the provisions of present Art. 89, § 2B that related to provisions revised in this article.

Items (1) and (3) and, as it relates to Title 3, Subtitle 2, item (2) of this section reflect the words, in present Art. 89, § 2B, "provisions of this article ... related to the regulation of labor and industry". Some of the provisions referenced in the enumerated items are derived from provisions outside Art. 89 because, by cross-reference in Art. 89, the Commissioner is required to administer provisions related to the regulation of labor and industry but that appear in other articles of the Code. Thus, e.g., former Art. 89, §§ 25 and 26 transferred to the Commissioner the powers and duties set out in former Art. 100, §§ 1 through 3 (Hours of Work in Factories), which are repealed as part of this revision, and in §§ 4 through 14 (Employment of Minors) and § 51A (Employment of Strikebreakers) and Art. 27, §§ 324 through 333 of the Code. The evaluation provision in present Art. 89, § 2B seems to apply to all provisions "related to the regulation of labor and industry" that formerly appeared or were cross-referenced in Art. 89 and, in fact, the 1982 evaluation report by the Department of Fiscal Services included numerous programs under the jurisdiction of the Division of Labor and Industry that were codified outside of Art. 89.

In items (2) and (4) of this section, the former words "relating to wage and hour laws", and "related to the regulation of occupational safety", respectively, are deleted in light of the words, in the introductory language of this section, "related to the regulation of labor and industry".

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that there are other provisions related to labor and industry that are not listed in this section because they were not included, expressly or by cross-reference, in Art. 89. Those provisions, which are administered by the Employment Standards unit of the Division, are former Art. 100, §§ 55A through 55H, 80A through 80F, 94, 95 and 95A — now Title 3, Subtitle 3, Title 7, Title 3, Subtitle 5, and §§ 3-702 and 3-701, respectively, of this article.

As to the Md. Program Evaluation Act, see Title 8, Subtitle 4 of the State Government Article.

#### GENERAL REVISOR'S NOTE :

A succession of units and officials have performed some or all of the duties of the Commissioner of Labor and Industry. Those units and officials were the Board of Labor and Statistics, the Commissioner of Labor and Statistics, and the Department of Labor and Industry.

Title 10, Subtitle 7 of the State Government Article provides generally that the property and obligations of an abolished unit vest in the successor unit and that the regulations, orders, hearings, and proceedings of the abolished unit remain in effect.