

CHAPTER 314
(House Bill 1159)

AN ACT to repeal and re-enact, with amendments, Section 1 of Article 89 of the Annotated Code of Maryland (1964 Replacement Volume), title "Department of Labor and Industry," subtitle "In General," providing that the salary of the Commissioner of Labor and Industry shall be that as provided in the budget.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 1 of Article 89 of the Annotated Code of Maryland (1964 Replacement Volume), title "Department of Labor and Industry," subtitle "In General," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

1.

The Department of Labor and Industry is hereby created. The head of said Department shall be known as the Commissioner and shall be appointed by the Governor for a term of four years, and until his successor shall be appointed and shall have qualified, and shall devote his entire time to the performance of the duties of his office. Any vacancy shall be filled by the Governor for the unexpired term. The term of the present Commissioner shall terminate on June 30, 1953. The Governor shall appoint to take office on July 1, 1953, a person duly qualified to serve as Commissioner for an initial term expiring on the first Monday in May, 1955, or until his successor shall have qualified as hereinabove provided. The Governor may at any time remove the Commissioner from office for inefficiency, neglect of duty or malfeasance in office. [The salary of the Commissioner shall be set by the Standard Salary Board.] *The Commissioner shall receive a salary as provided in the budget.* The said Commissioner shall be allowed for actual and necessary expenses incurred in the discharge of his duties.

The title of the present administrative assistant shall be deputy commissioner, who shall receive such salary as may be set by the Standard Salary Board, and the said deputy commissioner shall retain, without further examination, all rights and privileges under the State Merit System Law and the State Employees' Retirement System.

At any time hereafter the office of deputy commissioner shall become vacant the State Commissioner of Personnel shall, as soon as practical, conduct a competitive promotional examination open only to the employees of the Department and who shall have had at the time of taking the examination not less than three years experience in the work of the Department. The deputy commissioner, in the event of the absence, death, resignation, disability, or disqualification of the Commissioner, or in case the office of the Commissioner shall for any cause become vacant, shall have and exercise all the powers and duties vested by law in the Commissioner.

All other employees of the office of Commissioner of Labor and Statistics shall be transferred to the Department of Labor and Industry and retain their present classifications under the merit system