

CHAPTER 440

(Senate Bill 201)

AN ACT to repeal and re-enact, with amendments, Section 11 (a) of Article 95A of the Annotated Code of Maryland (1964 Replacement Volume), title "Unemployment Insurance Law", subtitle "Administrative Organization", amending the law concerning the Board of Appeals of the Department of Employment Security with particular respect to the filling of a vacancy in the position of Chairman of the Board, and correcting an error in this section.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 11 (a) of Article 95A of the Annotated Code of Maryland (1964 Replacement Volume), title "Unemployment Insurance Law", subtitle "Administrative Organization", be and it is hereby repealed and re-enacted, with amendments, to read as follows:

11.

(a) The administration of this article is hereby placed under the direction and supervision of the Department of Employment Security under a full-time salaried Executive Director and a Board of Appeals as hereinafter constituted. The administrative functions heretofore exercised by the Employment Security Board, which Board is hereby abolished, except those provided for by the second paragraph of Sections 7 (c), 7 (e), 7 (f), 7 (g), 7 (h), 7 (i), 15 (a) (4), the second paragraph of Section 15 (b), Section 15 (c), and Section 16 (b) of this article from and after June 1, 1957, shall be exercised by said Executive Director. Wherever within this article the word "Board" appears, it shall be construed to mean Executive Director except where the word "Board" appears in Sections 7 (c), 7 (e), 7 (f), 7 (g), 7 (h), 7 (i), 15 (a) (4), the second paragraph of Section 15 (b), Section 15 (c), and Section 16 (b) of this article, it shall be construed to mean Board of Appeals. When the word "Board" appears in Sections 12 (g) (1), 12 (g) (2), 12 (h), 12 (i), 12 (j) and 18 (a), it shall be construed to mean both the Executive Director and the Board of Appeals and they shall have equal and independent authority to exercise the powers contained therein.

The Executive Director shall furnish to the Board of Appeals such equipment, housing, supplies and services as may be necessary to the operations of said Board of Appeals, and shall, with the approval of the Board of Appeals, appoint an adequate number of referees and other personnel, as may be required by the Board of Appeals, for the proper and effective performance of the appeals procedures provided by this article. All personnel shall be under the administrative authority of the Executive Director.

The manner in which appeals to the referees and the Board of Appeals shall be presented, and the procedures governing such appeals shall be in accordance with the rules or regulations prescribed by the Board of Appeals pursuant to their authority as outlined in Section 7 (g) herein.

(1) Effective June 1, 1957, the Governor shall, by and with the advice and consent of the Senate, appoint the Executive Director, whose term shall expire May 31, 1961, and who shall have all of the duties and shall exercise all of the powers conferred upon the Executive Director by this article. Upon the expiration of said term and