

SEC. 5. *And be it further enacted by the General Assembly of Maryland, That Section 1A of Article 43 of the Annotated Code of Maryland (1965 Replacement Volume and 1968 Supplement), title "Health," be and it is hereby repealed in its entirety.*

SEC. 6. *And be it further enacted by the General Assembly of Maryland, That Section 1B of Article 43 of the Annotated Code of Maryland (1965 Replacement Volume and 1968 Supplement), title "Health," subtitle "State Board of Health and Mental Hygiene," be and it is hereby repealed and re-enacted, with amendments, to be under the same title, but under the new subtitle "Department of Health and Mental Hygiene," to read as follows:*

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

1B.

The [State Board] *Department of Health and Mental Hygiene* shall have care of the health interests of the people of this State; shall provide inpatient and outpatient facilities for the treatment and care of chronically ill, mentally ill, tuberculous persons and mentally retarded persons, and shall allow the State Department of Social Services to provide foster care and the full range of child welfare services of said Department to said mentally retarded persons; shall provide preventive services and medical hospital and home-care programs for the indigent and medically indigent; and shall establish policy for the State Department of Health and the State Department of Mental Hygiene.

SEC. 7. *And be it further enacted by the General Assembly of Maryland, That Section 1C of Article 43 of the Annotated Code of Maryland (1965 Replacement Volume and 1968 Supplement), title "Health," be and it is hereby repealed in its entirety.*

SEC. 8. *And be it further enacted by the General Assembly of Maryland, That Sections 1D, 1E, 1F, 1G, 1H, 3, 6, 7, 8, 9 and 10, of Article 43 of the Annotated Code of Maryland (1965 Replacement Volume and 1968 Supplement), title "Health," subtitle "State Board of Health and Mental Hygiene," be and are hereby repealed and re-enacted, with amendments, to be under the same title, but under the new subtitle "Department of Health and Mental Hygiene," all to read as follows:*

1D.

The Governor shall, upon recommendation of the [Board] *Secretary of Health and Mental Hygiene*, appoint a Commissioner of the State Department of Health, hereafter known as the Commissioner of Health, who shall be an experienced physician skilled in public health and who shall be certified by the American Board of Preventive Medicine. [Dr. Perry F. Prather shall become the Commissioner and shall continue in office as long as he performs his duties in a competent manner.] The Commissioner of Health shall receive such salary as may be provided in the budget, and he shall continue in office until removed by the Governor, *upon the recommendation of the Secretary of Health and Mental Hygiene* [for incompetency or misconduct, under the provisions of Section 15 of Article II of the