

OR UNIT WITHIN THE DEPARTMENT MAY EXERCISE OR PERFORM, EXCEPT THOSE VESTED BY LAW IN THE BOARD OF REVIEW OF THE DEPARTMENT, AND THE MARYLAND AGRICULTURAL COMMISSION. THE SECRETARY HAS GENERAL SUPERVISION, DIRECTION, AND CONTROL OF THE PROVISIONS OF THIS ARTICLE AND GENERALLY OF ALL MATTERS IN ANY WAY AFFECTING OR RELATING TO THE FOSTERING, PROTECTION, AND DEVELOPMENT OF THE AGRICULTURAL INTERESTS OF THE STATE.

REVISOR'S NOTE: This section presently appears as Art. 41, §435 of the Code. New language is added throughout this and subsequent sections identifying "positions" and units within the Department in order to refer to individuals included within the Department pursuant to §2-106. Subsection (f) is proposed for deletion since the substance of its provisions appears in proposed §2-102(d).

In subsection (b) language is added to provide that the Secretary may "adopt" rules and regulations. The verbs "prescribe" and "promulgate" are omitted throughout this article when used in relation to rules and regulations because the Commission concluded that a singular verb should be used to avoid confusion.

New language is added in subsection (b) to indicate explicitly that the Secretary may adopt rules and regulations to carry out the provisions of this Article. This provision eliminates the necessity for including analogous provisions in each subtitle. The provision authorizing the Secretary to approve, disapprove, issue, or revise the rules and regulations of every office or agency of the Department is proposed for deletion as unnecessary. This power is implicit in the power to adopt rules and regulations and in the responsibility for adopting or reviewing them. In subsection (b), the phrase "in his office" is proposed for deletion because "office" is an ambiguous concept that could be interpreted to mean only the office of the Secretary or the Department in general. Consequently, the phrase "of the Department" is added because the