

since the denial of a license, for example, might not be necessarily by formal "order".

The only other changes are in style.

As to subsection (a) (2) of this section, Art. 1, §20, provides that "registered mail" includes certified mail.

The provisions of present §5-502(b), which establish an exception to the general rule of this section, have been transferred to Subtitle 3 of this title (see, §5-304(e)), since they relate specifically to the suspension of an airport license.

5-211. OFFICERS OR EMPLOYEES OF DEPARTMENT AS WITNESSES.

AN OFFICER OR EMPLOYEE OF THE DEPARTMENT MAY NOT BE REQUIRED TO TESTIFY IN ANY SUIT, ACTION, OR OTHER PROCEEDING THAT INVOLVES AIRCRAFT, EITHER:

(1) WITH RESPECT TO ANY FACT ASCERTAINED IN OR INFORMATION GAINED BY REASON OF HIS OFFICIAL CAPACITY; OR

(2) AS AN EXPERT WITNESS.

REVISOR'S NOTE: This section presently appears as Art. 1A, §5-503.

The section has been revised to clarify that the phrase "in any suit...that involves aircraft" is intended to modify not only "as an expert witness", but, also, the reference in item (1) to "fact ... or information".

The only other changes are in style.

The Commission recognizes that this section derives from a public policy designed to encourage frank and complete disclosure of matters to the Administration. However, it fears that the breadth of the prohibition established by this section might well be unfair in many instances. To avoid undue hardship in cases where pertinent facts are known only to the Administration, a less absolute prohibition might be more appropriate.

5-212. STATE AVIATION ADMINISTRATION POLICE FORCE.

(A) FORCE ESTABLISHED.

THERE IS A STATE AVIATION ADMINISTRATION POLICE FORCE IN THE ADMINISTRATION.