

REVISOR'S NOTE: This subsection presently appears as Art. 41, §208(l).

The only changes are in style.

As to use of the term "unit", see revisor's note to §2-102 of this subtitle.

(B) RULES AND REGULATIONS.

EXCEPT WITH RESPECT TO THE MARYLAND TRANSPORTATION AUTHORITY, THE SECRETARY:

(1) MAY ADOPT RULES AND REGULATIONS FOR THE DEPARTMENT AND ANY OF ITS UNITS TO CARRY OUT THOSE PROVISIONS OF THIS ARTICLE THAT ARE SUBJECT TO THE JURISDICTION OF THE DEPARTMENT; AND

(2) SHALL REVIEW AND MAY APPROVE, DISAPPROVE, OR REVISE THE RULES AND REGULATIONS OF EACH UNIT IN THE DEPARTMENT.

REVISOR'S NOTE: This subsection is new language derived without substantive change from Art. 41, §208(b).

New language is added to indicate explicitly that the Secretary may adopt rules and regulations to implement those provisions of this article that are within the Department's jurisdiction. This eliminates the necessity for including analogous provisions in each subtitle. The addition is nonsubstantive in light of Art. 41, §3B, which contains a related provision that states: "The secretary of each principal department created by law shall have full authority and responsibility for the promulgation of all rules and regulations for all departments and other instrumentalities within his jurisdiction, except as otherwise provided by law".

In this section and throughout this article, for consistency and to avoid unnecessary confusion, the singular verb "adopt" is used in relation to rules and regulations and verbs such as "prescribe" and "promulgate" are omitted. Since these rules and regulations, in any event, are subject to the Administrative Procedure Act (Art. 41, §§ 244 et seq.) and the State Documents Law (Art. 41, §§ 256B et seq.)—including their publication and notice requirements--no substantive change results from this usage.

As to use of the term "unit", see revisor's note to §2-102 of this subtitle.