

Annotated Code of Maryland
(1974 Volume and 1980 Supplement)

BY repealing

Article - Natural Resources
Section 10-415.1
Annotated Code of Maryland
(1974 Volume and 1980 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article - Natural Resources

1-101.

(e) The Attorney General is the legal [advisor] ADVISER to the [department] DEPARTMENT. [He] THE ATTORNEY GENERAL shall assign the number of assistant attorneys general authorized by law to be assigned to the units of the [department] DEPARTMENT. One of the assistant attorneys general shall be designated by the Attorney General as counsel to the Department of Natural Resources. The counsel to the [department] DEPARTMENT shall have no other duty than to render, subject to the discretion and control of the Attorney General, the legal aid, advice, and counsel required by the Secretary and the other officials of the [department] DEPARTMENT and, also subject to the discretion and control of the Attorney General, to supervise the other assistant attorneys general assigned to the [department] DEPARTMENT. After the Attorney General has designated an assistant attorney general to serve as counsel to the Department of Natural Resources, [he] THE ATTORNEY GENERAL may not reassign the counsel without consultation with the Secretary. [The counsel and other assistant attorneys general so employed, shall perform for the Department the legal duties assigned to them by the Attorney General. The Attorney General may assign to them, subject to his discretion and control, any duties with respect to the Department required of him by law. Every assistant attorney general shall be a practicing lawyer of the State, in good standing, and shall receive the compensation provided in the State budget.] This subsection does not apply [with respect] to any unit of government within the Department of Natural Resources if the unit is authorized by law to employ its own legal [advisor] ADVISER or counsel.

1-504.

(f) (1) Except as provided in this subtitle, relief may not be granted in any action filed [pursuant to] UNDER this subtitle with respect to any defendant who shows that the condition, activity, or failure complained of is [pursuant to] UNDER and in compliance with: