

responsibility of the Secretary extends to the orderly operation of the Department, although the Secretary's power over specific functions of certain units of the Department is limited. See Article 41, § 3A(a) of the Code and § 2-104(f) and (h) of this subtitle.

The seventh sentence of former Article 41, § 206(b), which abolished the State Board of Health and Mental Hygiene, is deleted as obsolete. See the General Revisor's Note to this article.

Defined terms: "Department" § 1-101
"Secretary" § 1-101

2-103. DEPUTY, ASSISTANTS, CONSULTANTS, AND OTHER STAFF.

(A) DEPUTY SECRETARY.

(1) WITH THE APPROVAL OF THE GOVERNOR, THE SECRETARY SHALL APPOINT A DEPUTY SECRETARY.

(2) THE DEPUTY SECRETARY SERVES AT THE PLEASURE OF THE SECRETARY.

(3) THE DEPUTY SECRETARY IS ENTITLED TO THE SALARY PROVIDED IN THE STATE BUDGET.

(4) THE DEPUTY SECRETARY HAS THE DUTIES PROVIDED BY LAW OR DELEGATED BY THE SECRETARY.

REVISOR'S NOTE: This subsection is new language derived without substantive change from the third and fourth sentences of former Article 41, § 206(c)(1).

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that, while appointment of the Deputy Secretary requires approval of the Governor, similar approval is not required for removal. The laws governing 7 principal departments require approval to remove any officer appointed with the approval of the Governor: i.e., AG § 2-102(c), NR § 1-101(d), TR § 2-102(e), and Article 41, §§ 204B(e), 205B(e), 221B(c), and 257E(f) of the Code. The laws governing the other 5 principal departments -- including the Department of Health and Mental Hygiene -- contain no comparable provision.

Defined term: "Secretary" § 1-101

(B) ASSISTANT SECRETARY FOR ENVIRONMENTAL PROGRAMS.