

The obsolete references to the "Advisory Council on Hospital Construction", the "State Board of Osteopathic Examiners", and the "State Department of Health" are deleted. See the General Revisor's Note to this article.

The only other changes are in style.

As to use of the term "unit", see revisor's note to § 2-103(d) of this subtitle.

Defined terms: "Department" § 1-101  
"Includes"/"including" § 1-101  
"Secretary" § 1-101

2-107. COUNSEL TO DEPARTMENT.

(A) ATTORNEY GENERAL AS LEGAL ADVISER.

THE ATTORNEY GENERAL IS LEGAL ADVISER TO THE DEPARTMENT.

(B) ASSIGNMENT OF ASSISTANTS AND DESIGNATION OF COUNSEL.

THE ATTORNEY GENERAL SHALL ASSIGN TO THE DEPARTMENT THE NUMBER OF ASSISTANT ATTORNEYS GENERAL AUTHORIZED BY LAW TO BE ASSIGNED TO THE DEPARTMENT AND ANY ADDITIONAL ONES NECESSARY TO GIVE EFFECTIVE LEGAL ADVICE AND COUNSEL. THE ATTORNEY GENERAL ALSO SHALL DESIGNATE AN ASSISTANT ATTORNEY GENERAL AS COUNSEL TO THE DEPARTMENT.

(C) DUTIES OF COUNSEL.

THE COUNSEL TO THE DEPARTMENT MAY HAVE NO DUTY OTHER THAN TO GIVE THE LEGAL AID, ADVICE, AND COUNSEL REQUIRED BY THE SECRETARY AND ANY OTHER OFFICIAL OF THE DEPARTMENT, TO SUPERVISE THE OTHER ASSISTANT ATTORNEYS GENERAL ASSIGNED TO THE DEPARTMENT, AND TO PERFORM FOR THE DEPARTMENT THE DUTIES THAT THE ATTORNEY GENERAL ASSIGNS. THE COUNSEL SHALL PERFORM THESE DUTIES SUBJECT TO THE CONTROL AND SUPERVISION OF THE ATTORNEY GENERAL. AFTER THE ATTORNEY GENERAL DESIGNATES THE COUNSEL TO THE DEPARTMENT, THE ATTORNEY GENERAL MAY NOT REASSIGN THE COUNSEL WITHOUT CONSULTING THE SECRETARY.

REVISOR'S NOTE: This section formerly appeared as the first through the fifth sentences of Article 41, § 206(d).

In subsection (b) of this section, the phrase "and any additional ones necessary to give effective legal advice and counsel" is added to reflect the existing practice of temporarily