

- (3) Except as provided in paragraph (2) of this section, the Comptroller of the Treasury may not authorize any expenditure or obligation that requires use of funds in the contingency reserve and any expenditure so made shall be illegal.
- (4) The Secretary of Budget and Management is authorized to ~~To~~ fix the number and classes of positions, including ~~temporary contractual~~ and ~~permanent regular~~ positions, or person years of authorized employment for each agency, unit, or program thereof, not inconsistent with the Public General Laws in regard to classification of positions. The Secretary shall make such determination before the beginning of the fiscal year and shall base them on the positions or person years of employment authorized in the budget as amended by approved budgetary position actions. No payment for salaries or wages nor any request for or certification of personnel shall be made except in accordance with the Secretary's determinations. At any time during the fiscal year the Secretary may amend the number and classes of positions or person years of employment previously fixed by the Secretary; the Secretary may delegate all or part of this authority. The governing boards of public institutions of higher education shall have the authority to transfer positions between programs and campuses under each institutional board's jurisdiction without the approval of the Secretary, as provided in Section 15-105 of the Education Article.
- (d) ~~To prescribe procedures and forms for carrying out the above provisions.~~

SECTION 3. AND BE IT FURTHER ENACTED, That in accordance with Section 7-109 of the State Finance and Procurement Article of the Annotated Code of Maryland, it is the intention of the General Assembly to include herein a listing of nonclassified flat rate or per diem positions by unit of State government, job classification, the number in each job classification and the amount proposed for each classification. The Chief Judge of the Court of Appeals may make adjustments to positions contained in the Judicial portion of this section (including judges) that are impacted by changes in salary plans or by salary actions in the executive agencies. The salaries below do not include the proposed fiscal year 2007 adjustment for positions eligible for the cost of living allowance (COLA) nor do they include any adjustments for positions related to judicial compensation. Positions related to judicial compensation are adjusted according to the approved pay plan. Eligible positions in this section will receive the COLA according to the same schedule as positions in the Standard Pay Plan.

JUDICIARY

Chief Judge, Court of Appeals	1	163,352
Judge, Court of Appeals (@ 144,352)	6	866,112
Chief Judge, Court of Special Appeals	1	137,552
Judge, Court of Special Appeals (@ 134,552)	12	1,614,624
Judge, Circuit Court (@ 128,352)	155	19,894,560
Chief Judge, District Court of Maryland	1	134,552