

CANDIDATE FOR GOVERNOR AFTER A GENERAL ELECTION FOR THAT OFFICE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 41, § 15E.

The introductory phrase of this section, "[i]n this subtitle," is added to state expressly the applicability of this definition.

The words "for that office" are added to modify "general election", since there are general elections in which gubernatorial candidates are not elected.

The word "declares" is substituted for the former reference "ascertained", to conform to Art. 33, § 18-1(c) of the Code, under which the Board is required to "determine and declare".

3-202. LEGISLATIVE POLICY.

(A) FINDINGS.

THE GENERAL ASSEMBLY FINDS THAT, SINCE A DISRUPTION OF CONTINUITY IN THE CONDUCT OF THE AFFAIRS OF THE STATE GOVERNMENT COULD BE DETRIMENTAL TO THE SAFETY AND WELFARE OF THE STATE AND ITS PEOPLE, THE TRANSFER OF EXECUTIVE POWER, IN CONNECTION WITH THE EXPIRATION OF THE TERM OF A GOVERNOR AND THE INAUGURATION OF ANOTHER GOVERNOR, MUST BE CARRIED OUT IN A MANNER THAT ENSURES CONTINUITY.

(B) PURPOSE.

THE PURPOSE OF THIS SUBTITLE IS TO PROMOTE THE ORDERLY TRANSFER OF EXECUTIVE POWER.

(C) INTENT.

THE GENERAL ASSEMBLY INTENDS THAT:

(1) APPROPRIATE ACTION BE TAKEN TO AVOID OR TO MINIMIZE ANY DISRUPTION OF CONTINUITY IN THE CONDUCT OF THE AFFAIRS OF THE STATE GOVERNMENT; AND

(2) IN ADDITION TO THE SPECIFIC PROVISIONS OF THIS SUBTITLE, EACH STATE OFFICER, IN CONDUCTING THE AFFAIRS OF THE STATE GOVERNMENT:

(I) CONSIDER THE PROBLEMS THAT RESULT FROM A TRANSFER OF EXECUTIVE POWER;

(II) TAKE APPROPRIATE AND LAWFUL ACTION TO AVOID OR TO MINIMIZE ANY DISRUPTION; AND

(III) OTHERWISE PROMOTE AN ORDERLY TRANSFER OF EXECUTIVE POWER.