

substitution avoids the word "cause" and the legal connotations of that word, which, in this instance, seemed not to apply in light of the former reference to the "pleasure" of the Treasurer. For conformity, in subsection (b)(2)(ii) of this section, the word "reason" is substituted for the former word "cause".

Also in subsection (b)(2)(ii) of this section, the reference to "other members of the Board of Public Works" is substituted for the former reference to "the Board ... or a majority of its members" since, in the absence of the Treasurer, there are only 2 members, and the former distinction was meaningless.

The tenth sentence of former Art. 95, § 7, which enabled the Treasurer to fill a vacancy in the office of Chief Deputy Treasurer or deputy treasurer, is deleted as unnecessary.

The fourth through sixth sentences of former Art. 95, § 7, which related to the powers of the Chief Deputy Treasurer and a deputy treasurer, are retained in Art. 95 and will be revised in the State Finance and Procurement Article.

#### 5-106. INABILITY OR UNAVAILABILITY.

##### (A) ACTING TREASURER.

IF THE TREASURER TEMPORARILY IS UNABLE OR UNAVAILABLE TO CARRY OUT THE DUTIES OF OFFICE, AN ACTING TREASURER SHALL HAVE THE POWERS AND DUTIES OF THE OFFICE, AS PROVIDED IN THIS SECTION.

##### (B) NOTICE BY TREASURER.

(1) IF THE TREASURER GIVES THE PRESIDING OFFICERS OF THE GENERAL ASSEMBLY AND THE CHIEF DEPUTY TREASURER WRITTEN NOTICE OF A TEMPORARY INABILITY OR UNAVAILABILITY, THE CHIEF DEPUTY TREASURER SHALL SERVE AS AN ACTING TREASURER UNLESS THE PRESIDING OFFICERS APPOINT ANOTHER INDIVIDUAL AS ACTING TREASURER AND GIVE THE CHIEF DEPUTY TREASURER WRITTEN NOTICE OF THE APPOINTMENT.

(2) AN ACTING TREASURER SHALL SERVE UNDER THIS SUBSECTION:

(I) ON AND AFTER THE DATE THAT THE TREASURER SETS IN THE NOTICE; AND

(II) UNTIL THE TREASURER GIVES THE PRESIDING OFFICERS AND THE ACTING TREASURER WRITTEN NOTICE THAT THE TREASURER IS ABLE TO CARRY OUT THE DUTIES.

##### (C) ACTION BY PRESIDING OFFICERS.