

In subsection (a) of this section, the former, specific references to "prosecutions" and "legal ... proceedings" are deleted as unnecessary in light of the broad reference to "proceedings".

In subsection (b) of this section, the reference to "another unit designated in accordance with law" is added to provide for completion of a proceeding or investigation or for enforcement of a penalty or forfeiture if there is no successor. This addition reflects that, under subsection (a) of this section, a proceeding or investigation remains in effect whether or not there is a successor.

Also in subsection (b) of this section, the former word "fines" is deleted as unnecessary in light of the broad reference to a "penalty".

10-705. ORDERS, RULES, AND REGULATIONS.

EACH ORDER, RULE, AND REGULATION THAT RELATES TO A TRANSFERRED FUNCTION OR AUTHORITY OF AN ABOLISHED OR SUPERSEDED UNIT REMAINS IN EFFECT UNTIL THE SUCCESSOR AMENDS OR RESCINDS THE ORDER, RULE, OR REGULATION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 41, § 8.

The limitation "that relates to a transferred function or authority of an abolished or superseded unit" is added to avoid continuing the orders and the rules or regulations of an abolished unit when there is no successor to enforce those orders, rules, or regulations. This addition is consistent with § 7-209(2) of this article, which allows the Administrator of the Division of State Documents to remove a regulation from the Code of Maryland Regulations "if the unit that adopted the regulation has been abolished and the regulation does not transfer to a successor."

10-706. OBLIGATIONS.

EACH CONTRACT AND OTHER OBLIGATION THAT RELATES TO A TRANSFERRED FUNCTION OR AUTHORITY OF AN ABOLISHED OR SUPERSEDED UNIT REMAINS IN EFFECT AND SHALL BE CARRIED OUT BY THE SUCCESSOR.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 41, § 10.

The limitation "that relates to a transferred function or authority of an abolished or superseded unit" is added to avoid continuing obligations of an abolished unit when there is no successor to carry out the obligation.