

(2) THE PRINCIPAL DEPARTMENT OF THE STATE GOVERNMENT TO WHICH THE USING AGENCY BELONGS.

(C) LOCAL PROJECTS.

THE DIVISION IS NOT RESPONSIBLE FOR ACQUIRING LAND FOR A LOCAL PROJECT.

(D) DEVELOPMENT.

(1) THE DIVISION IS NOT RESPONSIBLE FOR DEVELOPING ANY ACQUIRED LAND.

(2) DEVELOPMENT OF ANY LAND ACQUIRED UNDER PROGRAM OPEN SPACE IS THE RESPONSIBILITY OF THE USING AGENCY.

REVISOR'S NOTE: This section is new language derived without substantive change from the second, third, and fourth sentences of former Art. 78A, § 19A(a).

In the introductory language of subsection (a) of this section, the phrase "within the meaning of § 20 of this subtitle", which formerly qualified the term "public improvements", is deleted as unnecessary in light of the definition of "public improvement" in § 4-401 of this subtitle.

In subsection (a)(1) of this section, the former words "including those State projects funded under the 'Outdoor Recreation Land Loan of 1969'" are deleted as unnecessary in light of the broad language "any public improvement".

In subsection (d)(2) of this section, the phrase "using agency" is substituted for the former reference to a managing State agency to conform to similar provisions elsewhere in this title.

Defined terms: "Division" § 4-401
"Public improvement" § 4-401
"Using agency" § 4-401

4-413. CHIEF OF DIVISION.

(A) POSITION AND APPOINTMENT.

THE HEAD OF THE DIVISION IS THE CHIEF OF THE LAND ACQUISITION DIVISION, WHO SHALL BE APPOINTED BY THE SECRETARY WITH THE APPROVAL OF THE GOVERNOR.

(B) TENURE.

THE CHIEF SERVES AT THE PLEASURE OF THE SECRETARY.