

Also in subsection (a)(1) of this section, the defined term "proposed budget" is substituted for the former reference to a "budget and report". Although the former reference to use of the "budget and report" in preparation of "budget bills" suggested that the word "report" referred to a separate document, the second sentence of former Art. 15A, § 21(a) required the report to be "as prescribed by Article 3, § 52 of the Constitution" and, thus, negated this suggestion.

For conformity and brevity, in subsections (a)(2) and (b) of this section, the references to the "draft" are substituted for the former references to the "budget" and "such tentative budget and report".

In subsection (b) of this section, the clause "that will not be included in the consolidated loan budget" is added to clarify the scope of this subsection. See Title 8, Subtitle 1, Part II of this article.

In subsection (c)(1) of this section, the reference to a "unit of the Executive Branch of the State government or a private entity" is added to clarify that the authority of the Secretary does not extend to the Legislative Branch or the Judicial Branch. See Md. Constitution, Art. III, § 52(11), which provides for the Governor to direct the time at and form in which the appropriation requests for the Legislative and Judicial Branches are submitted. See also 61 Op. Att'y Gen. 241 (1976), which discusses the effect of the separation of powers doctrine on the seemingly broad authority of the Secretary under former Art. 15A, § 23B -- now Title 2, Subtitle 4 of this article.

Defined terms: "Includes"; "including" § 1-101  
 "Proposed budget" § 7-101 "Secretary" § 7-101

#### 7-105. FORM OF PROPOSED BUDGET.

EACH PROPOSED BUDGET SHALL BE CLASSIFIED AS AND IN THE FORM AND WITH THE DETAIL THAT THE GOVERNOR OR LAW REQUIRES.

REVISOR'S NOTE: This section is new language substituted for the second sentence of former Art. 15A, § 21(a), which applied only to the "report" -- i.e., the supporting information -- and which referred to "such form and detail as prescribed by Article 3, § 52 of the Constitution." The substituted language encompasses the "budget bill". The substituted language also avoids the circuitry of the former sentence, since the referenced Md. Constitution, Art. III, § 52 requires the Budget to be "classified and in such form and detail as [the Governor] shall determine or as may be prescribed by law".