

to the practice of the Board. The substituted language also will accommodate possible future legislative changes in the number of members to be appointed to the Board, without the necessity of enacting a conforming change here. As to the current "authorized membership" of the Board, see § 14-202(a)(1) of this subtitle.

Subsections (b) through (d) of this section are new language derived without substantive change from former Art. 75 1/2, § 5, the first through third sentences of § 7, and the first clause of the second sentence of § 18(d).

In subsection (b)(1) of this section, the reference to the "places" that the Board determines is added for clarity.

In subsection (c)(2) of this section, the former reference to "all traveling, incidental and clerical" expenses "necessarily incurred in carrying out ... this article" is deleted as unnecessary in light of the reference to the "Standard State Travel Regulations". See SF § 10-203 and COMAR 23.02.01.01 through 12.

In subsection (d) of this section, the word "staff" is substituted for the former reference to "counsel and necessary assistance to aid in the enforcement of this article", for brevity. The substituted language also avoids the suggestion that the Board may employ a lawyer other than the assistant attorney general assigned by law. The former reference to "counsel" was enacted originally when the Board was an autonomous agency, not within the Department. Under Art. 41, § 8-103(d), the Attorney General clearly provides the legal services to the Board. Ironically, if the former reference still were to be considered effective, Art. 41, § 8-103(d) would relieve the Attorney General from the duty of providing legal services to the Board. The Business Occupations Article Review Committee concluded that this result clearly was not the intent of the General Assembly.

Also in subsection (d) of this section, the phrase "in accordance with the State budget" is substituted for the second clause of the second sentence of former Art. 75 1/2, § 18(d), which provided for staff to "be paid from funds of the Board". Under § 14-209(b) of this subtitle, all money that the Board collects is paid into the General Fund. All staff to the Board is provided through the Department and compensated in accordance with the State budget.