

(1) expressly requires that the public hearing be held in accordance with this subtitle; or

(2) expressly requires that any judicial review of the agency determination following the public hearing be conducted in accordance with this subtitle.

(D) (1) SUBJECT TO PARAGRAPHS (2) AND (3) OF THIS SUBSECTION, THIS SUBTITLE DOES APPLY TO A CONTESTED CASE THAT ARISES FROM A STATE PROGRAM ADMINISTERED BY THE MONTGOMERY COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES IN THE SAME MANNER AS THE SUBTITLE APPLIES TO A COUNTY HEALTH DEPARTMENT OR LOCAL DEPARTMENT OF SOCIAL SERVICES.

(2) FOR PURPOSES OF THIS SUBTITLE, THE OFFICE OF THE ATTORNEY GENERAL, AFTER CONSULTATION WITH THE COUNTY ATTORNEY FOR MONTGOMERY COUNTY, ~~AFTER CONSULTATION WITH THE OFFICE OF THE ATTORNEY GENERAL,~~ SHALL DETERMINE IF THE MONTGOMERY COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES ADMINISTERS A STATE PROGRAM.

(3) THIS SUBSECTION IS NOT INTENDED TO EXTEND OR LIMIT THE AUTHORITY OF THE MONTGOMERY COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ADMINISTER STATE PROGRAMS IN THE MANNER OF A COUNTY HEALTH DEPARTMENT OR LOCAL DEPARTMENT OF SOCIAL SERVICES.

12-101.

(A) In this subtitle, unless the context clearly requires otherwise, "State personnel" means:

(1) a State employee or official who is paid in whole or in part by the Central Payroll Bureau in the Office of the Comptroller of the Treasury;

(2) an employee or official of the:

(i) Maryland Transportation Authority;

(ii) Injured Workers' Insurance Fund;

(iii) Maryland Stadium Authority;

(iv) Maryland Environmental Service;

(v) overseas programs of the University College of the University of Maryland System; and

(vi) Maryland Economic Development Corporation;

(3) a person who:

(i) is a member of a State board, commission, or similar State entity;

or

(ii) 1. is providing a service to or for the State;

2. is not paid in whole or in part by the State; and