

Public Safety and Correctional Services. To avoid an inconsistency between subsection (b) of this section and § 7-804 of this article, subsection (a) of this section does not prohibit the Secretary from exercising or performing the duties specified in § 7-804 of this article. In this way, subsection (b) of this section is technically narrower in scope than former Art. 41, § 4-104(c)(1). However, no substantive change is intended.

Defined terms: "Department" § 1-101

"Secretary" § 1-101

2-114: SAME — TRANSFER OF FUNCTIONS.

(A) IN GENERAL.

TO INCREASE EFFICIENCY AND ECONOMY, THE SECRETARY MAY TRANSFER, ASSIGN, OR REASSIGN ANY FUNCTION, ACTIVITY, OR STAFF, AND THE ASSOCIATED FUNDS AND EQUIPMENT, FROM A UNIT IN THE DEPARTMENT TO ANOTHER UNIT IN THE DEPARTMENT.

(B) LIMITATIONS.

(1) A TRANSFER AUTHORIZED BY THIS SECTION SHALL BE MADE IN ACCORDANCE WITH THE STATE PERSONNEL AND PENSIONS ARTICLE AND THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) EXCEPT FOR A WARDEN, ASSISTANT WARDEN, OR A CHIEF OF SECURITY OF A STATE CORRECTIONAL FACILITY, AN EMPLOYEE OF THE DEPARTMENT MAY NOT BE TRANSFERRED OR REASSIGNED INVOLUNTARILY TO A WORK SITE THAT IS MORE THAN 50 MILES FROM THE WORK SITE TO WHICH THE EMPLOYEE PREVIOUSLY WAS ASSIGNED.

(C) CHANGE OF NAME OF UNIT.

(1) IF THE TRANSFER OF A FUNCTION OR ACTIVITY UNDER THIS SECTION RENDERS THE NAME OF A UNIT IN THE DEPARTMENT MISLEADING OR INADEQUATE, THE SECRETARY MAY, WITH THE GOVERNOR'S APPROVAL, RENAME THE AFFECTED UNIT.

(2) IF THE SECRETARY RENAMES A UNIT AS PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE SECRETARY SHALL SUBMIT LEGISLATION DURING THE NEXT SESSION OF THE GENERAL ASSEMBLY TO MAKE ANY NECESSARY CONFORMING CHANGES TO THE CODE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 41, § 4-104(c)(2).

Defined terms: "Department" § 1-101

"Secretary" § 1-101

"State correctional facility" § 1-101