

2-115. SAME — ADVISORY UNITS.

IN ADDITION TO ANY ADVISORY BOARDS ESTABLISHED BY LAW, THE SECRETARY, WITH THE APPROVAL OF THE GOVERNOR, MAY CREATE ADVISORY UNITS OR USE AS AN ADVISORY UNIT ANY EXISTING COMMISSION ESTABLISHED BY EXECUTIVE ORDER.

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

The former reference to boards "as are or may be" established by law is deleted for brevity.

The former reference to advisory units being "of such size as he deems appropriate" is deleted as implicit in the comprehensive authority to "create advisory units".

The reference to a "unit" is substituted for the former reference to "boards" for consistency throughout this article. See General Revisor's Note to this article.

Defined term: "Secretary" § 1-101

2-116. LEGAL COUNSEL.

(A) SCOPE.

THIS SECTION DOES NOT APPLY TO A UNIT IN THE DEPARTMENT TO THE EXTENT THAT THE UNIT IS AUTHORIZED BY LAW TO EMPLOY ITS OWN LEGAL ADVISER OR COUNSEL.

(B) ATTORNEY GENERAL AS LEGAL ADVISER.

THE ATTORNEY GENERAL IS THE LEGAL ADVISER TO THE DEPARTMENT.

(C) ASSIGNMENT OF ASSISTANTS.

THE ATTORNEY GENERAL SHALL ASSIGN TO THE DEPARTMENT THE NUMBER OF ASSISTANT ATTORNEYS GENERAL THAT ARE AUTHORIZED BY LAW FOR THE DEPARTMENT AND ITS UNITS.

(D) COUNSEL.

(1) THE ATTORNEY GENERAL SHALL DESIGNATE ONE OF THE ASSISTANT ATTORNEYS GENERAL ASSIGNED TO THE DEPARTMENT AS COUNSEL TO THE DEPARTMENT AND MAY NOT REASSIGN THAT INDIVIDUAL WITHOUT CONSULTING WITH THE SECRETARY.

(2) THE COUNSEL MAY HAVE NO DUTY OTHER THAN TO GIVE THE LEGAL AID, ADVICE, AND COUNSEL REQUIRED BY THE SECRETARY OR ANY OTHER OFFICIAL OF THE DEPARTMENT, TO SUPERVISE THE OTHER ASSISTANT ATTORNEYS GENERAL ASSIGNED TO THE DEPARTMENT, AND TO PERFORM FOR THE DEPARTMENT THE DUTIES THAT THE ATTORNEY GENERAL ASSIGNS.