

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 682(d).

In subsection (a)(1) of this section, the former reference to a "superintendent" is deleted as obsolete. Currently, there are no superintendent positions in the Division of Correction.

In subsection (a)(2) of this section, the reference to the "warden" is added to state expressly that which was only implied in the former law, *i.e.*, the warden is the individual who has the duty to submit a copy of a retake warrant to the State's Attorney.

Also in subsection (a)(2) of this section, the requirement that a copy of a warrant be "submit[ted]" to the State's Attorney is substituted for the former requirement that a copy of the warrant be "forwarded" to the State's Attorney for consistency with §§ 3-207 and 3-212 of this subtitle and throughout this article.

Also in subsection (a)(2) of this section, the defined term "correctional facility" is substituted for the former reference to an "institution" for consistency throughout this article. See General Revisor's Note to this article.

Defined terms: "Correctional facility" § 1-101

"County" § 1-101

"Division" § 3-101

3-215. OFFICERS AND EMPLOYEES.

(A) IN GENERAL.

IN ACCORDANCE WITH THE STATE BUDGET, THE DIVISION MAY APPOINT OFFICERS AND OTHER EMPLOYEES AS NECESSARY TO OPERATE THE DIVISION AND ITS UNITS EFFICIENTLY AND EFFECTIVELY.

(B) APPOINTMENT AND STATUS.

(1) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBTITLE, ALL OFFICERS AND OTHER EMPLOYEES OF THE DIVISION SHALL BE APPOINTED AND REMOVED IN ACCORDANCE WITH THE PROVISIONS OF THE STATE PERSONNEL AND PENSIONS ARTICLE.

(2) THE FOLLOWING POSITIONS ARE IN THE EXECUTIVE SERVICE, THE MANAGEMENT SERVICE, OR ARE SPECIAL APPOINTMENTS OF THE SKILLED SERVICE OR THE PROFESSIONAL SERVICE IN THE STATE PERSONNEL MANAGEMENT SYSTEM:

- (I) COMMISSIONER;
- (II) DEPUTY COMMISSIONER;
- (III) ASSISTANT COMMISSIONER;
- (IV) INDUSTRIES GENERAL MANAGER;