

3. THE FIRE DEPARTMENT IS ORGANIZED AND OPERATES IN THE STATE.

(2) A SPECIAL ASSISTANT STATE FIRE MARSHAL SERVES AT THE PLEASURE OF THE STATE FIRE MARSHAL.

(3) A SPECIAL ASSISTANT STATE FIRE MARSHAL MAY NOT RECEIVE COMPENSATION FROM THE STATE.

(4) EACH SPECIAL ASSISTANT STATE FIRE MARSHAL SHALL ASSIST THE STATE FIRE MARSHAL IN CARRYING OUT THE DUTIES OF THE STATE FIRE MARSHAL UNDER THIS TITLE.

(D) REMOVAL.

THE COMMISSION MAY REMOVE AN ASSISTANT OR SPECIAL ASSISTANT STATE FIRE MARSHAL FOR JUST CAUSE BY A MAJORITY DECISION:

- (1) ON THE RECOMMENDATION OF THE STATE FIRE MARSHAL; AND
- (2) AFTER AN ADMINISTRATIVE HEARING.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 38A, § 7(c)(2) and (1)(i), (iii), and the first and third sentences of (ii).

In subsections (a)(1) and (3) and (c)(4) of this section, the references to carrying out this "title" are substituted for the former references to this "article" to reflect that the provisions of former Article 38A that related to the State Fire Marshal are revised in this title. No substantive change is intended.

In subsection (a)(1) and (3) of this section, the former reference to an assistant State fire marshal being "legally" designated is deleted as surplusage.

In subsection (a)(2) of this section, the reference to receiving compensation "from the State" is added for clarity.

In subsection (a)(3) of this section, the reference to an "assistant State" fire marshal is added for clarity and consistency with subsection (a)(1) of this section.

In subsection (c)(1)(ii) of this section, the reference to the standards established under "this section" is substituted for the former reference to the standards established under "this article" for specificity and accuracy.

The second sentence of former Art. 38A, § 7(c)(1)(ii), which exempted fire marshals serving as of July 1, 1985 from certain minimum standards, is transferred to the Session Laws because of its diminishing applicability.

Defined terms: "Commission" § 6-101
"County" § 1-101