

2-203. DEPUTY SECRETARY.

(A) DESIGNATION.

WITH THE APPROVAL OF THE GOVERNOR, THE SECRETARY MAY DESIGNATE WITHOUT EXAMINATION ONE POLICE EMPLOYEE HOLDING THE HIGHEST COMMISSIONED RANK TO BE DEPUTY SECRETARY.

(B) TERM.

THE DEPUTY SECRETARY SERVES AT THE PLEASURE OF THE SECRETARY.

(C) SALARY.

THE DEPUTY SECRETARY:

(1) IS ENTITLED TO THE SALARY PROVIDED IN THE STATE BUDGET; BUT

(2) MAY NOT BE PAID IN ACCORDANCE WITH § 2-405 OF THIS TITLE.

(D) AUTHORITY, RESPONSIBILITY, AND DUTIES.

(1) THE DEPUTY SECRETARY HAS THE AUTHORITY, RESPONSIBILITY, AND DUTIES ASSIGNED BY THE SECRETARY.

(2) WHENEVER THE SECRETARY IS ABSENT FROM THE STATE OR INCAPACITATED, THE DEPUTY SECRETARY HAS, UNTIL THE SECRETARY RETURNS OR IS NO LONGER INCAPACITATED, ALL OF THE POWERS AND DUTIES CONFERRED BY LAW ON THE SECRETARY.

(E) EFFECT OF TERMINATION.

AFTER THE SECRETARY TERMINATES A DESIGNATION AS DEPUTY SECRETARY, THE INDIVIDUAL:

(1) RETURNS TO THE RANK HELD BEFORE DESIGNATION AS DEPUTY SECRETARY; AND

(2) SHALL THEN BE PAID IN ACCORDANCE WITH § 2-405 OF THIS TITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 88B, § 16.

In subsection (b) of this section, the former phrase "notwithstanding any other provision of this article" is deleted as unnecessary.

Also in subsection (b) of this section, the former reference to the deputy secretary being "designated in accordance with this section" is deleted as surplusage because no other section authorizes a deputy secretary to be designated.

In subsection (d)(2) of this section, the reference to the Secretary being "incapacitated" is substituted for the former reference to the Secretary having an "incapacitating disability" for brevity. Similarly, the phrase "until the Secretary ... is no longer incapacitated" is substituted for the