

BY adding to

Article – State Government

Section 8-3A-01 to be under the new subtitle “Subtitle 3A. Appointments in State Government”

Annotated Code of Maryland

(2004 Replacement Volume and 2006 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – State Government

SUBTITLE 3A. APPOINTMENTS IN STATE GOVERNMENT.

8-3A-01.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “APPOINTING AUTHORITY” ~~MEANS AN INDIVIDUAL OR UNIT WITHIN A PRINCIPAL DEPARTMENT OR AN INDIVIDUAL IN ANY OTHER UNIT IN THE EXECUTIVE BRANCH OF STATE GOVERNMENT THAT HAS THE POWER TO MAKE APPOINTMENTS AND TERMINATE EMPLOYMENT~~ HAS THE MEANING STATED IN § 1-101(B) OF THE STATE PERSONNEL AND PENSIONS ARTICLE.

(3) “OFFICE” MEANS THE APPOINTMENTS OFFICE IN THE OFFICE OF THE GOVERNOR ~~OR ANY OTHER UNIT, OFFICER, OFFICIAL, OR EMPLOYEE IN THE OFFICE OF THE GOVERNOR OR THE EXECUTIVE BRANCH~~ THAT PERFORMS THE FUNCTION OF RECOMMENDING TO THE GOVERNOR THE APPOINTMENT OR NOMINATION OF AN INDIVIDUAL TO SERVE AS A MEMBER OF A STATE OR LOCAL BOARD, COMMISSION, COUNCIL, COMMITTEE, AUTHORITY, TASK FORCE, OR OTHER ENTITY THAT BY LAW REQUIRES THE MEMBERSHIP TO BE APPOINTED IN WHOLE OR IN PART BY THE GOVERNOR, WHETHER OR NOT THE APPOINTMENT OR NOMINATION IS WITH THE ADVICE AND CONSENT OF THE SENATE OR HOUSE OF DELEGATES.

~~(B) (1) THE OFFICE MAY NOT SUPERSEDE OR INTERFERE WITH ANY FUNCTION ASSIGNED BY LAW TO:~~

~~(i) AN APPOINTING AUTHORITY IN EACH PRINCIPAL DEPARTMENT OR IN ANY OTHER UNIT IN THE EXECUTIVE BRANCH OF STATE GOVERNMENT; OR~~