

Labor and Statistics with a Commissioner as its head, Ch. 938, Acts of 1945, changed "the title of the present Administrative Assistant [to] be Deputy Commissioner". Chapter 938 required the deputy commissioner, in case the office of the Commissioner became vacant, to "exercise all the powers and duties vested by law in the Commissioner". Chapter 938 clearly shows the intent of the General Assembly to have only 1 deputy commissioner, to exercise the powers and duties of the Commissioner.

In subsection (f)(1)(ii) of this section, the former references to "passenger" and "freight" elevators are deleted as unnecessary in light of the definition of "elevator" in Art. 89, § 49B(b)(1). Similarly, the former phrase "in permanent installations" is deleted.

In subsection (g) of this section, the phrases "in accordance with the State budget" are standard language added to clarify that the State budget governs the employment of the staff.

Also in subsection (g) of this section, the word "staff" is substituted for the former enumeration "deputies, inspectors, assistants and employees of every kind" for brevity and conformity to other revised articles.

Also in subsection (g) of this section, the former words "appoint" and "appointments" are deleted as unnecessary in light of the word "employ".

The third sentence of former Art. 89, § 49, which stated that "[t]he Safety Engineering and Education Service shall have clerks, and other employees and technical assistants as shall be provided from time to time in the budget", is deleted as unnecessary in light of subsection (g) of this section.

The ninth sentence of former Art. 89, § 49, which stated that "[a]ll full-time employees of the Safety Engineering and Education Service shall be subject generally to the provisions of Article 64A of the Code", is deleted as superfluous.

The twelfth sentence of former Art. 89, § 1, which allowed the deputy commissioner "holding office on July 1, 1983, ... [to] continue to hold office subject to ... Article 64A", is deleted as obsolete. The deputy commissioner who was in office July 1, 1983, no longer holds the office.

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that the fourteenth sentence of former Art. 89, § 1 allowed employment of "deputies ... and employees of every kind ... provided, however, that such ... employments shall in each and every case be subject to the approval of the Governor and the Secretary of Licensing and Regulation." In subsection (g) of this section, which is derived from the former fourteenth sentence, the word "other" is added before the word "staff" to exclude the positions created under subsections (a) through (f) of this section from the requirements for approval of both the Governor and Secretary. These exclusions reflect the rules of statutory construction by which the later-enacted and specific provisions revised in subsections (a) through (f)