

8-304. DELEGATION BY SECRETARY.

THE SECRETARY MAY DELEGATE TO AN EMPLOYEE OF THE DEPARTMENT ANY POWER OR DUTY THAT IS REASONABLE AND PROPER FOR THE ADMINISTRATION OF THIS TITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from the second sentence of former Art. 95A, § 11(a)(1) and, as it related to delegation of powers or duties by the Secretary, the fourth sentence of § 12(d).

The former reference to "his directors" is deleted as obsolete.

The former reference to delegation "to any such person so appointed" is deleted as unnecessary, since it did not limit the broader power to delegate "as is reasonable and proper".

Defined terms: "Department" § 8-101

"Secretary" § 8-101

8-305. GENERAL POWERS AND DUTIES OF SECRETARY.

(A) REGULATIONS.

THE SECRETARY MAY ADOPT ANY REGULATION THAT IS NECESSARY TO CARRY OUT THIS TITLE.

(B) EMPLOYMENT OF STAFF.

(1) IN ACCORDANCE WITH ARTICLE 64A OF THE CODE, THE SECRETARY:

(I) MAY EMPLOY THE STAFF NECESSARY TO CARRY OUT THIS TITLE; AND

(II) SHALL CHOOSE EMPLOYEES ON A NONPARTISAN MERIT BASIS IN ACCORDANCE WITH REGULATIONS THAT THE SECRETARY ADOPTS.

(2) IN ACCORDANCE WITH THE STATE BUDGET, THE SECRETARY SHALL SET THE COMPENSATION OF STAFF EMPLOYED UNDER THIS SUBSECTION.

(3) SUBJECT TO OTHER APPLICABLE PROVISIONS OF THIS TITLE, THE SECRETARY MAY APPOINT EMPLOYEES AND SET THEIR POWERS AND DUTIES AS NECESSARY TO CARRY OUT THIS TITLE.

(C) BONDING OF EMPLOYEES.

THE SECRETARY SHALL DETERMINE WHETHER AN EMPLOYEE WHO HANDLES MONEY FOR THE DEPARTMENT UNDER THIS TITLE SHOULD BE COVERED UNDER A BOND.