

## (E) DUTIES.

AS THE COMMISSION DIRECTS, THE GENERAL COUNSEL SHALL:

(1) REPRESENT THE COMMISSION IN A PROCEEDING IF THE COMMISSION IS A PARTY TO OR DESIRES TO INTERVENE IN THE PROCEEDING, IF THE PROCEEDING INVOLVES A QUESTION UNDER THIS ARTICLE, OR IF THE PROCEEDING INVOLVES AN ACT OR ORDER OF THE COMMISSION;

(2) ADVISE THE COMMISSION, ON REQUEST, ON ANY LEGAL QUESTION THAT REQUIRES INTERPRETATION OF A PROVISION OF LAW ABOUT THE JURISDICTION, RIGHTS, DUTIES, OR POWERS OF THE COMMISSION; AND

(3) ACT AS ATTORNEY TO THE COMMISSION AS THE COMMISSION REASONABLY REQUIRES.

## (F) SUBSTITUTION.

THE COMMISSION MAY SUBSTITUTE ANY OTHER AGENT FOR THE GENERAL COUNSEL.

**REVISOR'S NOTE:** This section is new language derived without substantive change from former Art. 78, § 13, the first sentence of § 12, and, as it related to the General Counsel, § 4.

In subsection (b) of this section, the reference to being "admitted to practice law in the State" is substituted for the former reference to being "an attorney-at-law of this State" for clarity and conformity with similar provisions in other revised articles of the Code.

In subsection (c) of this section, the reference to "Article I, § 9 of the Maryland Constitution" is added for clarity.

In the introductory language of subsection (e) of this section, the reference to acting "[a]s the Commission directs" is substituted for the former reference to acting "subject to the order of the Commission" for clarity.

In subsection (e)(1) of this section, the former reference to representing the Commission in a proceeding that involves "any ... proceeding" of the Commission is deleted in light of the broad reference to an "act or order" of the Commission.

Also in subsection (e)(1) of this section, the former reference to representing the Commission in a proceeding that involves a question "under this article" is retained. Although "this article" formerly referred only to Art. 78, and this article is derived, in part, from provisions outside of former Art. 78, retaining that reference does not comprise a substantive change. The General Counsel is obligated, in any case, to "advise the Commission ... on any legal question" and to represent the Commission in "a proceeding ... if the proceeding involves the ... Commission".

In subsection (e)(3) of this section, the former requirement that the General Counsel act as the "counsel" to the Commission is deleted in light