

# Executive Orders 2015

STATE OF MARYLAND

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## EXECUTIVE ORDER OF JANUARY 13, 2015

01.01.2015.01

### Zero Waste Plan for Maryland

- WHEREAS, Marylanders generate significantly more municipal solid waste per person than the United States as a whole and continue to dispose of more than half of that waste each year, the majority of which goes into landfills;
- WHEREAS, Statewide, there is an estimated 36 years of remaining municipal landfill capacity at current disposal rates;
- WHEREAS, Eliminating inefficient and harmful disposal of waste into landfills is possible through progressive source reduction (avoiding waste before it occurs), recycling, and reuse;
- WHEREAS, Maryland's Zero Waste Plan, issued in 2014 after extensive consultation with businesses, local governments, non-profits, and individual citizens, outlined cost-effective strategies to nearly eliminate disposal of waste in Maryland by 2040;
- WHEREAS, Implementation of Maryland's Zero Waste Plan is already underway in key areas, including the establishment of clearer permitting pathways for composting facilities; adoption of higher county and State government recycling rates; provision of recycling opportunities at apartments, condominiums, and special events; and the procurement of compost and other recycled products;
- WHEREAS, According to a recent study by the Tellus Institute and Sound Resource Management Group, diverting material from disposal to reuse, recycling, and composting results in more jobs, with a direct impact of 1.1 million added jobs nationwide if the United States meets a recycling rate of 75% by 2030;
- WHEREAS, The United Nations Intergovernmental Panel on Climate Change (IPCC) has determined that methane emissions are a significant contributing factor to climate change, and landfills are the third largest source of methane emissions in the United States;
- WHEREAS, Maryland's people, property, natural environment, and public investments are extremely vulnerable to the impacts of climate change and are already experiencing its effects including sea level rise of more than one foot over the last century, increased storm

intensity, wind, and rainfall events, water shortages, droughts, heat waves, and increased water temperatures;

WHEREAS, Improper handling of solid waste can pose direct threats to both the public health and the quality of Maryland's environment, including odor problems, soil erosion, surface and ground-water pollution, and the propagation of disease-bearing vectors;

WHEREAS, Composting organic materials, including land clearing debris, improves soil quality, increases water retention, and reduces erosion; and

WHEREAS, Operation of new or expanded municipal and land clearing debris landfills would harm public health and the environment.

NOW, THEREFORE, I, MARTIN O'MALLEY, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. Maryland shall endeavor to ensure that all waste generated in the State is increasingly reduced and reused rather than discarded in a manner that adversely impacts our health and environment.

B. Maryland shall have a goal of 85% waste diversion and 80% recycling by 2040.

(1) State Government Recycling. To ensure progress toward the overall statewide goal, State government shall achieve a waste recycling rate of at least 65% by 2020.

(2) State Government Organics Recycling. To ensure progress toward the overall statewide recycling goal, State government shall divert at least 60% of its organic waste through recycling, composting, or anaerobic digestion by 2020.

C. State Government Source Reduction. By December 1, 2015, the Maryland Department of the Environment in consultation with the Maryland Green Purchasing Committee shall create a source reduction checklist for use by State agencies to track and encourage source reduction.

(1) In accordance with relevant laws and Maryland's Green Purchasing Guidelines, State government shall consider source reduction in procurement, including the avoidance of

unnecessary packaging and the return of reusable packaging to vendors.

D. Landfill Permitting. Except for permit applications submitted to the Maryland Department of the Environment before January 19, 2015, the Department will not issue a permit for any new municipal or land clearing debris landfill capacity in the State.

(1) Municipal Landfill. Defined in COMAR as a solid waste acceptance facility that is designed, installed, and operated so that it can accept most types of waste generated by a community, with exceptions as noted in the regulations.

(2) Land Clearing Debris Landfill. Defined in COMAR as a solid waste acceptance facility that is restricted to accepting earthen material such as clays, sands, gravels, and silts; topsoil; tree stumps; root mats; brush and limbs; logs; vegetation; and rock.

E. The Maryland Department of the Environment will provide local governments with information on alternatives to land-filling.

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## EXECUTIVE ORDER OF JANUARY 20, 2015

01.01.2015.02

### State Fleet Goals for Zero-Emission Vehicles

WHEREAS, Emissions from the State's transportation sector produce approximately one-third of all ozone and greenhouse gas emissions in the State, contribute to the high rate of respiratory and cardiac disease among Marylanders, are a significant contributor to nitrogen deposition in the Chesapeake Bay, increase the State's vulnerability to sea level rise and other impacts of climate change, and are projected to increase in future years;

WHEREAS, Most Marylanders live in ozone non-attainment areas as measured against the National Ambient Air Quality Ozone Standard for ozone established under the federal Clean Air Act to protect public health and the environment;

WHEREAS, Regulations adopted under the Maryland Clean Cars Act, enacted in 2007, incorporated California's stringent vehicle emissions

standards for passenger vehicles designed to significantly reduce tailpipe emissions of ozone-forming compounds, greenhouse gases and other air pollutants;

WHEREAS, The Clean Cars Program, which implements the Clean Cars Act, includes a Zero-Emission Vehicle (ZEV) mandate that requires car manufacturers to provide an increasing percentage of ZEVs for sale in Maryland. ZEVs, which include plug-in hybrid electric vehicles, plug-in battery electric vehicles and hydrogen fuel cell vehicles, produce zero or near zero tailpipe emissions when operating on electricity;

WHEREAS, Maryland's Greenhouse Gas Emissions Reduction Act of 2009 requires the State to reduce its emissions of greenhouse gases Statewide 25 percent from 2006 levels by 2020 and to develop a plan for achieving this goal, while also facilitating job creation and growth of the State's economy;

WHEREAS, The 2012 Greenhouse Gas Emissions Reduction Act Plan includes a suite of programs to accelerate the deployment of ZEVs and fueling infrastructure in Maryland;

WHEREAS, The State has assumed a leadership role in promoting ZEVs through financial incentives, infrastructure investment, the establishment of the Electric Vehicle Infrastructure Council and, together with seven other states, the signing of the multi-state Zero-Emission Vehicle Memorandum of Understanding, which commits the signatory states to work collectively to deploy 3.3 million ZEVs in their states by 2025, of which approximately 300,000 are to be deployed in Maryland; and

WHEREAS, Accelerating the ZEV market is essential to achieve the State's goals to reduce emissions of greenhouse gases, ozone forming compounds and other transportation-related pollutants; improve public health; reduce nitrogen pollution to the Chesapeake Bay; save consumers money by reducing fuel costs; and stimulate the growth of jobs and Maryland's economy by redirecting transportation investments away from out-of-state petroleum-based industries and into the State's growing ZEV economic sector.

NOW, THEREFORE, I, MARTIN O'MALLEY, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. State Leadership. The purpose of this Executive Order is to ensure that State agencies exercise leadership in the purchase and use of Zero-Emission Vehicles (ZEVs).

B. Zero-Emission Vehicles Defined. For the purpose of this Executive Order, ZEVs shall mean plug-in hybrid electric vehicles, plug-in battery electric vehicles, hydrogen fuel cell vehicles and other low- and zero-emitting vehicles that meet California's low emissions standards, as may, from time to time, be amended and incorporated by reference into Maryland regulations.

C. Zero-Emission Vehicle State Fleet Goal.

(1) 2025 Goal. Consistent with operational requirements, and the provisions and requirements of this Executive Order, State agencies shall increase the number of ZEVs in their fleets through the normal course of fleet replacement so that at least 25 percent of annual fleet purchases of light duty vehicles will be ZEVs by 2025.

(2) Milestones. To the greatest extent practicable, and consistent with operational requirements and the provisions and requirements of this Executive Order, State agencies shall increase the percentage of ZEVs in their fleets through the normal course of fleet replacement by three percent each year from FY 2016 through FY 2020 so that at least 15 percent of annual fleet purchases of light duty vehicles will be ZEVs by FY 2020.

D. Approval of Vehicle Specifications. The Department of Budget and Management shall, in consultation with the Maryland Energy Administration, the Department of the Environment, and the Department of Transportation, approve and annually update for State agencies, vehicle specifications in order to provide reasonable and practical options for the purchase of ZEVs.

E. Vehicle Procurement and Fueling Infrastructure. The Department of General Services and the Department of Transportation shall procure approved ZEVs, electric vehicle charging equipment, and other necessary fueling infrastructure for ZEVs for State agency fleets.

F. Reporting. The Department of Budget and Management and Department of Transportation shall annually submit a report to the Governor, Maryland Energy Administration, and the Department of the Environment summarizing the number and types of ZEVs purchased in the reporting fiscal year, the total number of ZEVs in the State vehicle fleet, the agencies to which

the ZEVs have been assigned and the progress toward achieving the milestones and goals set forth in this Executive Order.

G. Implementation of Executive Order. The Department of Budget and Management shall, in consultation with the Maryland Energy Administration, the Department of the Environment, the Department of Transportation, and the Department of General Services, be responsible for coordinating the requirements of this Executive Order and for informing and encouraging the University System of Maryland and county and local governments to join in purchasing ZEVs under the State contract.

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**EXECUTIVE ORDER OF JANUARY 20, 2015**

01.01.2015.03

Commutation of Sentence of Death

WHEREAS, Heath William Burch (Grantee) was convicted of two counts of first-degree murder on March 22, 1996, for the murders of Robert and Cleo Davis and subsequently was sentenced to two death sentences in the Circuit Court for Prince George's County; and

WHEREAS, One of Grantee's death sentences was vacated by the Court of Appeals of Maryland.

NOW, THEREFORE, Pursuant to the authority vested in me by the Constitution and Laws of the State of Maryland, and having considered all options available to me under my constitutional authority, I, MARTIN O'MALLEY, GOVERNOR OF MARYLAND, HEREBY COMMUTE HEATH WILLIAM BURCH'S SENTENCE OF DEATH TO A SENTENCE OF LIFE IMPRISONMENT WITHOUT THE POSSIBILITY OF PAROLE.

My intention in issuing this Executive Order is that Grantee serve the remainder of his natural life in prison. This Order shall not affect any other sentences to which Grantee is subject, which shall remain in full force and effect.

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**EXECUTIVE ORDER OF JANUARY 20, 2015**

01.01.2015.04

Commutation of Sentence of Death

WHEREAS, Vernon Lee Evans, Jr. (Grantee) was convicted of two counts of first-degree murder on May 8, 1984, for the murders of David Scott Piechowicz and Susan Kennedy and subsequently was sentenced to two death sentences in the Circuit Court for Worcester County;

WHEREAS, Those sentences were vacated; and

WHEREAS, Grantee was later sentenced to two death sentences in 1992 in the Circuit Court for Baltimore County.

NOW, THEREFORE, Pursuant to the authority vested in me by the Constitution and Laws of the State of Maryland, and having considered all options available to me under my constitutional authority, I, MARTIN O'MALLEY, GOVERNOR OF MARYLAND, HEREBY COMMUTE VERNON LEE EVANS, JR.'S SENTENCES OF DEATH TO SENTENCES OF LIFE IMPRISONMENT WITHOUT THE POSSIBILITY OF PAROLE.

My intention in issuing this Executive Order is that Grantee serve the remainder of his natural life in prison. This Order shall not affect any other sentences to which Grantee is subject, which shall remain in full force and effect.

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**EXECUTIVE ORDER OF JANUARY 20, 2015**

01.01.2015.05

Commutation of Sentence of Death

WHEREAS, Anthony Grandison (Grantee) was convicted of two counts of first-degree murder on May 22, 1984, for the murders of David Scott Piechowicz and Susan Kennedy and subsequently was sentenced to two death sentences in the Circuit Court for Somerset County;

WHEREAS, Those sentences were vacated; and

WHEREAS, Grantee was later sentenced to two death sentences in 1994 in the Circuit Court for Somerset County.

NOW, THEREFORE, Pursuant to the authority vested in me by the Constitution and Laws of the State of Maryland, and having considered all options available to me under my constitutional authority, I, MARTIN O'MALLEY, GOVERNOR OF MARYLAND, HEREBY COMMUTE ANTHONY GRANDISON'S SENTENCES OF DEATH TO SENTENCES OF LIFE IMPRISONMENT WITHOUT THE POSSIBILITY OF PAROLE.

My intention in issuing this Executive Order is that Grantee serve the remainder of his natural life in prison. This Order shall not affect any other sentences to which Grantee is subject, which shall remain in full force and effect.

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**EXECUTIVE ORDER OF JANUARY 20, 2015**

01.01.2015.06

Commutation of Sentence of Death

WHEREAS, Jody Lee Miles (Grantee) was convicted of first-degree murder on March 12, 1998, for the murder of Edward Joseph Atkinson and subsequently was sentenced to death in the Circuit Court for Queen Anne's County.

NOW, THEREFORE, Pursuant to the authority vested in me by the Constitution and Laws of the State of Maryland, and having considered all options available to me under my constitutional authority, I, MARTIN O'MALLEY, GOVERNOR OF MARYLAND, HEREBY COMMUTE JODY LEE MILES'S SENTENCE OF DEATH TO A SENTENCE OF LIFE IMPRISONMENT WITHOUT THE POSSIBILITY OF PAROLE.

My intention in issuing this Executive Order is that Grantee serve the remainder of his natural life in prison. This Order shall not affect any other sentences to which Grantee is subject, which shall remain in full force and effect.

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**EDITOR'S NOTE:** The following Executive Orders were issued after Governor Lawrence J. Hogan, Jr., began his term of office on January 21, 2015.

**EXECUTIVE ORDER OF JANUARY 21, 2015**

01.01.2015.07

(Rescinds Executive Order 01.01.2007.01)

Standards Of Conduct For Executive Branch Employees And  
Reporting Of Misconduct

WHEREAS, Everyone who enters into public service for the State of Maryland has a duty to maintain the highest standards of integrity in Government;

WHEREAS, Public service is a public trust, requiring employees to place loyalty to the Constitution, the laws, and ethical principles above private gain;

WHEREAS, Marylanders have the right to expect honest and honorable conduct in the performance of State business, free of the existence or perception of any corruption or other misconduct;

WHEREAS, It is imperative that any criminal or unethical conduct by any State employee or contractor be promptly reported to the appropriate authorities for investigation; and

WHEREAS, All Maryland State employees, regardless of position or pay, and all State contractors should act in accordance with both letter and spirit of the laws and regulations of this State.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY RESCIND EXECUTIVE ORDER 01.01.2007.01 AND PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. An employee shall not, except as permitted by applicable law or regulation, solicit or accept any gift or other item of monetary value from any person or entity seeking official action from, doing business with, or conducting activities regulated by the employee's agency, or whose interests may be substantially affected by the performance or nonperformance of the employee's duties.

- B. Employees shall exhibit exemplary conduct and use honest efforts in the performance of their duties.
- C. Employees shall not hold financial interests that conflict with the conscientious performance of duty.
- D. Employees shall not knowingly make unauthorized commitments or promises of any kind purporting to bind the Government.
- E. Employees shall not engage in financial transactions using nonpublic Government information or allow the improper use of such information to further any private interest.
- F. Employees shall act impartially and not give preferential treatment to any private organization or individual.
- G. Employees shall protect and conserve State property and shall not use it for other than authorized activities.
- H. Employees shall not engage in outside employment or activities, including seeking or negotiating for employment, which conflict with official Government duties and responsibilities.
- I. Employees shall disclose waste, fraud, abuse, and corruption to appropriate authorities.
- J. Employees shall satisfy in good faith their civic and legal obligations, including payment of federal, State, or local taxes that are imposed by law.
- K. Employees shall adhere to all applicable laws and regulations that provide equal opportunity for all Marylanders regardless of race, color, religion, gender, national origin, age, disability, or sexual orientation.
- L. Employees shall endeavor to avoid any actions creating the appearance of any impropriety or that violate applicable laws, regulations, and ethical standards.
- M. Employees shall conduct intra-agency and interagency relations with civility, collaboration, and cooperation. These same principles shall apply to interactions with officials and employees of the legislative and judicial branches.

N. Upon leaving state service, executive branch employees shall be bound by the restrictions of the Annotated Code of Maryland, State Government Article, Section 15–504, with respect to lobbying and other forms of representation.

O. All departments and agencies of the State shall immediately refer to the Principal or Deputy Counsel of the department or agency or to the Deputy Attorney General with supervisory responsibility for the Attorney General’s Criminal Investigations Division, any instance of possible criminal or unethical conduct by any employee or contractor of this State, for such action as the Office of the Attorney General deems appropriate. All departments and agencies shall also immediately advise the Chief Legal Counsel to the Governor of any such referrals.

P. All departments and agencies shall require each employee to report to the Secretary or Director of such department or agency as to any arrest of an employee and as to each legal proceeding in which an employee is involved, as a party or otherwise, if the arrest or legal proceeding affects, or reflects on, the employee’s job fitness or performance.

Q. Consistent with all applicable substantive and procedural laws, violations of this Executive Order are grounds for employee disciplinary action, including termination from State employment.

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## EXECUTIVE ORDER OF JANUARY 23, 2015

01.01.2015.08

(Amends Executive Order 01.01.2015.07)

### Standards Of Conduct For Executive Branch Employees And Reporting Of Misconduct

WHEREAS, Everyone who enters into public service for the State of Maryland has a duty to maintain the highest standards of integrity in Government;

WHEREAS, Public service is a public trust, requiring employees to place loyalty to the Constitution, the laws, and ethical principles above private gain;

WHEREAS, Marylanders have the right to expect honest and honorable conduct in the performance of State business, free of the existence or perception of any corruption or other misconduct;

WHEREAS, It is imperative that any criminal or unethical conduct by any State employee or contractor be promptly reported to the appropriate authorities for investigation; and

WHEREAS, All Maryland State employees, regardless of position or pay, and all State contractors should act in accordance with both letter and spirit of the laws and regulations of this State.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY AMEND EXECUTIVE ORDER 01.01.2015.07 AND PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. An employee shall not, except as permitted by applicable law or regulation, solicit or accept any gift or other item of monetary value from any person or entity seeking official action from, doing business with, or conducting activities regulated by the employee's agency, or whose interests may be substantially affected by the performance or nonperformance of the employee's duties.

B. Employees shall exhibit exemplary conduct and use honest efforts in the performance of their duties.

C. Employees shall not hold financial interests that conflict with the conscientious performance of duty.

D. Employees shall not knowingly make unauthorized commitments or promises of any kind purporting to bind the Government.

E. Employees shall not engage in financial transactions using nonpublic Government information or allow the improper use of such information to further any private interest.

F. Employees shall act impartially and not give preferential treatment to any private organization or individual.

G. Employees shall protect and conserve State property and shall not use it for other than authorized activities.

H. Employees shall not engage in outside employment or activities, including seeking or negotiating for employment, which conflict with official Government duties and responsibilities.

I. Employees shall disclose waste, fraud, abuse, and corruption to appropriate authorities.

J. Employees shall satisfy in good faith their civic and legal obligations, including payment of federal, State, or local taxes that are imposed by law.

K. Employees shall adhere to all applicable laws and regulations that provide equal opportunity for all Marylanders regardless of race, color, religion, gender, national origin, age, disability, [or] sexual orientation, MARITAL STATUS, OR GENDER IDENTITY.

L. Employees shall endeavor to avoid any actions creating the appearance of any impropriety or that violate applicable laws, regulations, and ethical standards.

M. Employees shall conduct intra-agency and interagency relations with civility, collaboration, and cooperation. These same principles shall apply to interactions with officials and employees of the legislative and judicial branches.

N. Upon leaving state service, executive branch employees shall be bound by the restrictions of the Annotated Code of Maryland, [State Government] GENERAL PROVISIONS Article, Section [15-504] 5-504, with respect to lobbying and other forms of representation.

O. All departments and agencies of the State shall immediately refer to the Principal or Deputy Counsel of the department or agency or to the Deputy Attorney General with supervisory responsibility for the Attorney General's Criminal Investigations Division, any instance of possible criminal or unethical conduct by any employee or contractor of this State, for such action as the Office of the Attorney General deems appropriate. All departments and agencies shall also immediately advise the Chief Legal Counsel to the Governor of any such referrals.

P. All departments and agencies shall require each employee to report to the Secretary or Director of such department or agency as to any arrest of an employee and as to each legal proceeding in which an employee is involved, as a party or otherwise, if the arrest or legal proceeding affects, or reflects on, the employee's job fitness or performance.

Q. Consistent with all applicable substantive and procedural laws, violations of this Executive Order are grounds for employee disciplinary action, including termination from State employment.

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**EXECUTIVE ORDER OF FEBRUARY 2, 2015**

01.01.2015.09

(Rescinds Executive Order 01.01.2008.04)

Judicial Nominating Commissions

WHEREAS, The appointment of highly qualified persons to the appellate and trial courts of the State of Maryland is of paramount importance to the people of the State;

WHEREAS, The process from which a judicial appointment is made by the Governor must be respected, be free from political influence, and be beyond reproach;

WHEREAS, The appointment of persons to the judiciary from a diversity of backgrounds enhances the quality of justice dispensed by the State's courts and encourages respect for the law and the courts;

WHEREAS, By Executive Order 01.01.1974.23, the Governor of the State of Maryland established Judicial Nominating Commissions for the purpose of recommending to the Governor the names of persons for appointment to the appellate and trial courts of Maryland, and provided for the composition and general functions and procedures of the Judicial Nominating Commissions; and

WHEREAS, The interests of the people and the State of Maryland will be best served by the continued existence of Judicial Nominating Commissions.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY RESCIND EXECUTIVE ORDER 01.01.2008.04 AND PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. Definitions. In this Executive Order, the following words have the meanings indicated:

(1) “Appellate Court” means the Court of Appeals of Maryland Court of Special Appeals of Maryland.

(2) “Trial Court” means the District Court of Maryland or the Circuit Court for a county or Baltimore City.

B. Appellate Courts Judicial Nominating Commission.

(1) Creation and Composition. The Appellate Courts Judicial Nominating Commission is hereby established as part of the Executive Department. It consists of seventeen persons chosen as follows:

(a) Twelve persons appointed by the Governor;

(b) Five persons submitted for appointment by the President of the Maryland State Bar Association. However, if the President of the Maryland State Bar Association does not submit five persons for appointment within 60 days of the date of this Executive Order, or submits fewer than five persons, additional members will be appointed by the Governor.

(c) No more than one lawyer from the same firm or legal office may serve on the Commission at the same time.

(d) No person may serve on the Appellate Courts Judicial Nominating Commission while simultaneously serving on a Trial Courts Judicial Nominating Commission.

(e) No person may serve on the Appellate Courts Judicial Nominating Commission who holds an elected office in local, State, or federal government; who hears cases as an active or senior member of the State or federal judiciary; or who holds an office in a political party.

(2) Chair. The Chair of the Commission will be designated by the Governor.

(3) Terms. The terms of the members of the Commission shall extend to the date of the qualification of the Governor at the next quadrennial election, and until their successors are duly chosen. However, if the Commission meets on two or more occasions during any calendar year, and if, during that year, a Commission member fails to attend at least half of the meetings in

which that member is not otherwise disqualified from participating, the term of the member shall automatically be terminated.

(4) Vacancies. If a vacancy occurs on the Commission by reason of the death, resignation, removal, or disqualification of a member, a successor will be appointed by the Governor.

(5) Ineligibility for Judicial Appointment. A person who serves on the Commission will not be appointed to an Appellate Court during the term for which the person was appointed to the Commission.

C. Trial Courts Judicial Nominating Commissions.

(1) Creation. A Trial Courts Judicial Nominating Commission is hereby established as part of the Executive Department for each of the Commission Districts set forth below:

(a) Commission District 1 – Somerset, Wicomico, and Worcester Counties;

(b) Commission District 2 – Cecil, Kent, and Queen Anne’s Counties;

(c) Commission District 3 – Baltimore County;

(d) Commission District 4 – Harford County;

(e) Commission District 5 – Allegany and Garrett Counties;

(f) Commission District 6 – Washington County;

(g) Commission District 7 – Anne Arundel County;

(h) Commission District 8 – Carroll County;

(i) Commission District 9 – Howard County;

(j) Commission District 10 – Frederick County;

(k) Commission District 11 – Montgomery County;

(l) Commission District 12 – Calvert and St. Mary’s Counties;



- (m) Commission District 13 – Prince George’s County;
- (n) Commission District 14 – Baltimore City;
- (o) Commission District 15 – Charles County; and
- (p) Commission District 16 – Caroline, Dorchester, and Talbot Counties.

(2) Composition. Each Commission shall consist of thirteen persons chosen as follows:

- (a) Nine persons appointed by the Governor; and
- (b) Four persons submitted for appointment by the presidents of the Bar Associations in the political subdivisions for which the Commission is responsible. In selecting persons to submit for appointment, as appropriate, the Bar Association presidents shall consult with the presidents of other bar organizations in the Commission District, including specialty bar associations. If the presidents of the Bar Associations do not submit persons for appointment to a Commission within 60 days of the date of this Executive Order, or submit fewer than four persons, additional members of the Commission will be appointed by the Governor.
- (c) No more than one lawyer from the same firm or legal office may serve on the same Commission at the same time.
- (d) No person may serve on a Trial Courts Judicial Nominating Commission while simultaneously serving on the Appellate Courts Judicial Nominating Commission or on another Trial Courts Judicial Nominating Commission.
- (e) No person may serve on a Trial Courts Judicial Nominating Commission who holds an elected office in local, State, or federal government; who hears cases as an active or senior member of the State or federal judiciary; or who holds an office in a political party.

(3) Chair. The Chair of each Commission will be designated by the Governor.

(4) Terms. The terms of the members of each Commission shall extend to the date of the qualification of the Governor at the next quadrennial election, and until their successors are duly

chosen. However, if a Commission meets on two or more occasions during any calendar year, and if, during that year, a Commission member fails to attend at least half of the meetings in which that member is not otherwise disqualified from participating, the term of the member shall automatically be terminated.

(5) Vacancies. If a vacancy occurs on a Commission by reason of the death, resignation, removal, or disqualification of a member, a successor will be appointed by the Governor.

(6) Ineligibility for Judicial Appointment. A person who serves on a Trial Courts Judicial Nominating Commission will not be appointed to a Trial Court during the term for which the person was appointed to the Commission.

D. Responsibilities of the Commissions.

(1) For each vacancy on an Appellate Court, the Appellate Courts Judicial Nominating Commission shall recommend to the Governor, from among those persons who apply for appointment to fill the vacancy, the candidates legally and most fully professionally qualified to fill the vacancy, unless the Governor appoints a person to fill the vacancy from any list of candidates submitted to the Governor by the Commission during the preceding two years, or by the Appellate Courts Judicial Nominating Commission established under prior Executive Orders, for a prior vacancy on that Court.

(2) For each vacancy on a Trial Court, the Trial Courts Judicial Nominating Commission for the appropriate Commission District shall recommend to the Governor, from among those persons who apply for appointment to fill the vacancy, the candidates legally and most fully professionally qualified to fill the vacancy, unless the Governor (a) reappoints an incumbent judge to fill the vacancy, or (b) appoints a person to fill the vacancy from any list of candidates submitted to the Governor by the Commission during the preceding two years, or by the appropriate Commission established under prior Executive Orders, for a prior vacancy on that Court.

(3) Each Commission shall encourage qualified candidates, from a diversity of backgrounds, to apply for judicial appointment.

E. Request for Assistance from the Administrative Office of the Courts. The chair of each Commission shall request the assistance of the Administrative Office of the Courts in providing training to

Commission members; in notifying the appropriate Commission when a vacancy occurs; in developing a form or forms for submission by applicants; and any other assistance the chair deems appropriate.

F. Commission Procedures.

(1) Upon notification that a vacancy exists or is about to occur in a Court to which a Commission has responsibility to recommend candidates for appointment, the Commission shall seek out qualified applicants from a diversity of backgrounds to fill the vacancy and shall review all applications submitted, unless the Governor (a) reappoints an incumbent judge to fill the vacancy, or (b) appoints a person to fill the vacancy from any list of candidates submitted during the preceding two years by the Commission, or by a predecessor Commission established under prior Executive Orders, for a prior vacancy on that Court. The Commission shall notify the Maryland State Bar Association and other appropriate bar associations of the vacancy and shall request recommendations from them. The Commission may also seek recommendations from interested citizens and from its own members.

(2) If fewer than three candidates apply for a vacancy, then the vacancy shall be automatically readvertised. If, after readvertisement, there remain fewer than three applicants, then the Commission may proceed with evaluating the applicants.

(3) The Commission shall evaluate each applicant. In the course of its evaluation, the Commission may seek information beyond that contained in the materials submitted by an applicant. The Commission may obtain pertinent information from knowledgeable persons known to Commission members, the Attorney Grievance Commission, judges, personal references given by the candidate, criminal justice agencies, or other sources. The Commission shall place notices in at least one newspaper read by members of the general public identifying the applicants and inviting written and signed comments to the Commission regarding the applicants. A criminal justice agency, including the Central Repository, may release the criminal history record information, including conviction and nonconviction data, to a Commission upon request of its chair, for the purpose of evaluating a candidate.

(4) No fewer than eleven members shall be present at a voting session of the Appellate Courts Judicial Nominating Commission, and no fewer than nine members shall be present at

a voting session of any Trial Courts Judicial Nominating Commission.

(5) A Commission shall interview each applicant for each vacancy for which it is responsible for recommending candidates. The interview shall be in person unless, due to extraordinary circumstances, a candidate is unable to appear in person. In cases of extraordinary circumstances, and upon prior approval of the Governor, an interview may be held via video teleconference. In considering a person's application for appointment to fill a vacancy, a Commission shall consider the applicant's integrity, maturity, temperament, diligence, legal knowledge, intellectual ability, professional experience, community service, and any other qualifications that the Commission deems important for judicial service, as well as the importance of having a diverse judiciary.

(6) In evaluating applications to fill a vacancy on a trial court, the Trial Courts Judicial Nominating Commission shall give the same consideration to eligible applicants whose legal practices are located outside the political subdivision in which the court sits as it gives to those whose practices are located within the political subdivision.

(7) No applicant may be recommended to the Governor for appointment unless by vote of a majority of members present at a voting session of the appropriate Commission, as taken by secret ballot. A Commission may conduct more than one round of balloting during its deliberations, in order to achieve the number of candidates required under this Order.

(8) The Commissions shall recommend at least three qualified candidates for appointment to fill each vacancy. If there are multiple vacancies on the same court, a Commission shall submit to the Governor a list of at least three qualified persons for each individual vacancy.

(9) Upon request of the Governor, a Commission shall reconvene for further deliberations, or re-advertise a vacancy to new applicants. If a Commission determines that fewer than three qualified applicants have applied for the vacancy, the Commission shall notify the Governor who may direct the Commission (a) to re-advertise the vacancy to new applicants or (b) to submit the names of applicants it recommends.

(10) The Commission shall report in writing to the Governor the names of the persons found by the Commission to be legally and most fully professionally qualified to fill a vacancy. The

names of these persons shall be listed in alphabetical order. The report shall be submitted within 85 days following notification that a vacancy exists or is about to occur. The Commission shall release this list to the public concurrently with submission of its report to the Governor.

G. Confidentiality.

(1) A Commission shall not disclose to the public the names of individuals who have submitted applications to fill a vacancy until after the closing date for submission of applications.

(2) Materials submitted by an applicant, or gathered from other sources in connection with the evaluation of an applicant, are confidential and may not be released to the public.

(3) Each Commission member shall maintain the confidentiality of the Commission's evaluation of candidates, including its interviews, deliberations, and voting, and, except as provided in Section F(10), shall not disclose the Commission's evaluation of candidates to the public.

H. Effective Date. This Executive Order is effective immediately. Judicial Nominating Commissions established pursuant to Executive Order 01.01.2008.04 are hereby terminated.

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**EXECUTIVE ORDER OF FEBRUARY 18, 2015**

01.01.2015.10

State Employees' Voluntary Separation Program

WHEREAS,

The State of Maryland continues to experience significant revenue shortfalls as a result of a stagnant State economy, which has resulted in a budget gap of \$1.25 billion over Fiscal Year 2015 and Fiscal Year 2016;

WHEREAS,

In order to balance the Fiscal Year 2015 and Fiscal Year 2016 budgets it is necessary to reduce the size of the State workforce by the end of Fiscal Year 2015;

WHEREAS, A widely available program designed to permit State employees to voluntarily separate from State employment in return for certain severance benefits will mitigate the need for significant layoffs in the future;

WHEREAS, It is in the interest of the State to allow employees at all but the highest levels of State government to participate in a voluntary separation program that provides them with the flexibility to decide whether or not they wish to separate from State service; and

WHEREAS, The Governor's broad constitutional and statutory authority over the management and supervision of State employees has previously been used to create and implement a voluntary separation program for State employees.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE FEBRUARY 18, 2015:

A. Except as provided in Paragraph J, this Executive Order applies to all employees in the Executive Branch of the State of Maryland, including employees of agencies with independent salary setting authority or independent personnel systems.

B. The Secretary of Budget and Management (Secretary) shall establish a Voluntary Separation Program (Program) that provides eligible State employees with a monetary payment of \$15,000 plus \$200 for each year of service as an incentive for employees to voluntarily separate from State service. The Program shall also include other severance benefits established by the Secretary including continuation, for those who are already enrolled, of State subsidized medical, prescription and dental benefits coverage for three months and payment for leave accrual in accordance with applicable law.

C. The Secretary shall establish criteria for employee participation in the Program and shall provide all eligible employees with sufficient information about the program to allow them to make fully informed decisions.

D. The Program shall be completely voluntary, and no employee shall be in any way compelled, coerced, or pressured, directly or indirectly, to participate.

E. Interested employees may apply to participate in the Program by filing an application with the Secretary. The agency employing an applicant shall advise the Secretary if the employee is in a position that should not be abolished. After considering the recommendations of employing agencies, the Secretary shall determine which applications will be accepted.

F. The filing of an application shall not create a right to participate in the Program. Only employees whose applications are approved by the Secretary will be permitted to participate in the Program.

G. Employees accepted into the Program shall agree that they will not seek or accept employment or work in any capacity, including as an employee, contractor, or employee of a contractor, with any Executive Branch agency, public institution of higher education, or any other State agency or unit for a period of 18 months following their separation. An employee accepted into the Program who violates this reemployment prohibition shall be required to reimburse the State for the full amount of the severance payment and the cost of the subsidized health benefits.

H. The positions of all employees accepted into the Program shall be abolished.

I. The Secretary, the heads of every other personnel system, and the appointing authorities shall take all action as necessary or desirable to implement the Program. The Secretary, the heads of every other personnel system, and the appointing authorities shall implement this Program with the least possible disruption to the provision of State services.

J. This Executive Order does not apply to:

- (1) The Legislative Branch;
- (2) The Judicial Branch;
- (3) Persons holding any civil office of profit or trust under the Maryland Constitution;
- (4) Employees of the Attorney Grievance Commission, the Baltimore City Sheriff's Office, the Chesapeake Bay Commission, the College Savings Plans of Maryland, all local health departments, the Injured Workers' Insurance Fund, the Maryland African American Museum Corporation, the Maryland Automobile Insurance Fund, Maryland Environmental Service, the Maryland

Food Center Authority, the Maryland Stadium Authority, and the Registers of Wills;

(5) Cabinet officials, agency heads, and members of any board or commission;

(6) Direct care employees in health, juvenile services, and correctional facilities, police officers employed by the State, and other employees designated by the Secretary of Budget and Management who work on a shift schedule providing services as part of a 24-hour operation;

(7) Positions, classifications, and agencies or parts of agencies designated as exempt from the Program by the Secretary; and

(8) Employees of the University System of Maryland, St. Mary's College of Maryland, and Morgan State University; however the University System of Maryland, St. Mary's College of Maryland, and Morgan State University may implement voluntary separation programs at each university in accordance with its rules and regulations and subject to the approval of its governing board.

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**EXECUTIVE ORDER OF FEBRUARY 23, 2015**

01.01.2015.11

Winter Weather Relief Efforts

WHEREAS, The State of Maryland has experienced prolonged below normal temperatures requiring greater demand for petroleum products statewide;

WHEREAS, The delivery of petroleum products for the benefit of the citizens of Maryland is vital to the preservation of life and property;

WHEREAS, The facilitated movement of these supplies is in the best interest of the citizens of Maryland;

WHEREAS, Having been advised and informed by the Maryland Emergency Management Agency and Maryland Department of Transportation that there is a need to take protective actions to protect the lives



and property of citizens being currently impacted by severe cold and high winds;

WHEREAS, Because of the potential impact of these conditions on the State of Maryland and preparations for all contingencies, an emergency exists in all jurisdictions of the State of Maryland; and

WHEREAS, In order to implement the emergency powers of the Governor, an Executive Order of the Governor is appropriate.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE OF THE ANNOTATED CODE OF MARYLAND, HEREBY DECLARE THAT AN EMERGENCY EXISTS PERTAINING TO THE TRANSPORT AND DELIVERY OF PETROLEUM PRODUCTS WITHIN MARYLAND.

As a result of the emergency conditions, the following is ordered:

1. Relief from the 60/70-hour limit in 49 CFR Part 395.3(b) of the Federal Motor Carrier Safety Regulations, adopted in Maryland under Section 25-111 of the Maryland Transportation Article, for drivers of vehicles delivering or transporting petroleum products within the State of Maryland for the benefit of the citizens of Maryland.
2. Property-carrying drivers must comply with the 11-hour maximum driving time and 14-hour maximum driving on duty time limits contained in 49 CFR Part 395.3(a).
3. Nothing contained in this Executive Order shall be construed as an exemption from the controlled substances and alcohol use and testing requirements (49 CFR Part 382), the commercial driver's license requirements (49 CFR Part 383), the financial responsibility requirements (49 CFR Part 387), applicable size and weight requirements, or any portion of the regulation not specifically authorized pursuant to 49 CFR Section 390.23.
4. No motor carrier operating under the terms of this Executive Order shall require or allow a fatigued, ill, or otherwise impaired driver to operate a commercial motor vehicle in violation of 49 CFR Section 392.3. Any driver requiring qualifying rest shall be placed out of service until such time as eligibility to drive is reestablished.

5. Motor carriers or drivers that have an Out of Service Order in effect cannot take advantage of the relief from regulations that this declaration provides under Title 49 CFR 390.23.
6. Upon termination of direct assistance to the emergency relief effort, the motor carrier and driver are subject to all requirements of 49 CFR Parts 390 through 399 – except that a driver may return empty to the motor carrier’s terminal or the driver’s normal work reporting location under the terms of the declaration. Direct assistance terminates when a driver or commercial motor vehicle is used to transport cargo not in direct furtherance of the emergency relief efforts. Upon return to the terminal or other location, the driver must be relieved of all duty and responsibilities.
7. Drivers for motor carriers that operate under this Executive Order must have a copy of it in their possession.
8. Consistent with Title 49 CFR Part 390.23 and Maryland law, this Executive Order shall remain in effect for 30 days unless earlier modified or rescinded by the Governor.

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**EXECUTIVE ORDER OF FEBRUARY 24, 2015**

01.01.2015.12

Heroin and Opioid Emergency Task Force

- WHEREAS, Substance abuse is an illness that threatens a person’s well-being, productivity, livelihood, and relationships;
- WHEREAS, The number of heroin deaths have nearly doubled between 2010 and 2013, and now the number of deaths attributable to heroin and opioids exceeds the number of homicides in the State;
- WHEREAS, Many new heroin users began with a dependency on legal prescription opioids, then migrated to illegally obtained opioids including heroin, which is less expensive and often more readily available;
- WHEREAS, Heroin and opioid drug abuse constitutes a public health crisis for the citizens of Maryland;

WHEREAS, Drug-related crimes, even when committed by otherwise non-violent persons, harm not only the victims of these crimes but also adds significant costs to the State, counties, and municipalities;

WHEREAS, A large number of occupants entering our detention and correctional facilities are suffering from previously untreated substance abuse disorders;

WHEREAS, This crisis is exacerbated by the trafficking of large quantities of heroin into and throughout our State, which requires increased efforts by law enforcement; and

WHEREAS, The State must take immediate steps to structure our State agencies, laws, and regulations to establish best practices.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. Establishment: There is a Governor's Heroin and Opioid Emergency Task Force (Task Force).

B. Membership.

(1) The Task Force shall consist of the following:

(a) The Lieutenant Governor;

(b) An appointee of the President of the Senate;

(c) An appointee of the Speaker of the House;

(d) An appointee of the Attorney General; and

(e) Seven public members to be appointed by the Governor with a range of experience related to heroin and opioid addiction treatment such as public health, mental health, public safety, and family support services.

(2) Staff members from the Offices of the Governor and Lieutenant Governor, the Governor's Office of Crime Control and Prevention, the Governor's Office of Community Initiatives, and the Office of Problem Solving Courts, will also be regular participants.

(3) Other State agencies, as well as representatives from federal agencies and law enforcement, and their staffs, may be asked to participate at the invitation of the Chair.

C. Duties.

(1) The Task Force shall advise and assist the Governor in establishing a coordinated state-wide and multijurisdictional effort to prevent, treat, and significantly reduce heroin and opioid abuse.

(2) The Task Force shall advise the Governor and the Director of Homeland Security on immediate steps to improve coordination between federal, State, and local law enforcement regarding the trafficking and distribution of heroin and opioids in Maryland.

(3) The Task Force shall submit an interim report no later than six months from the date of this Executive Order on the findings to date relating to the impact of heroin and opioid drug abuse upon public health officials, law enforcement, addiction treatment professionals, families, and other parties.

(4) The Task Force shall submit a final report to the Governor by December 1, 2015 that includes, but is not limited to recommendations for policy, regulations, or legislation to address the following:

(a) Improvement in access to heroin and opioid drug addiction treatment and recovery services across the State, including in our detention and correctional facilities, as well as development of specific metrics to track progress;

(b) Improvement and standardization of the quality of care for heroin and opioid drug addiction treatment and recovery services across the State as well as development of specific metrics to track progress;

(c) Improvement in federal, State, and local law enforcement coordination to address the trafficking and distribution of heroin and opioids throughout the State;

(d) Improvement of coordination between federal, State, county, and municipal agencies to more effectively share public health information and reduce duplicative research and reporting;

(e) Improvement in help available for parents, educators, community groups, and others to prevent youth and adolescent use of heroin and opioids;

(f) Development of alternatives to incarceration for nonviolent offenders whose crimes are driven primarily by their drug addiction; and

(g) Increased public awareness of the heroin and opioid abuse crisis, including ways to remove prejudices associated with persons suffering from substance abuse disorders.

D. Procedures.

(1) The Lieutenant Governor shall chair the Task Force. The Chair shall:

(a) Oversee the implementation of this Executive Order and the work of the Task Force;

(b) Determine the Task Force's agenda; and

(c) Identify additional support as needed.

(2) The Task Force shall convene within 21 days of this Executive Order and meet as frequently as necessary to meet the deadlines established herein.

(3) The Task Force shall conduct regional summits in various parts of the State, including the Eastern Shore, Southern Maryland, Western Maryland, Central Maryland, and the Washington, D.C. Suburbs, to study the impact of heroin and opioid drug abuse in their communities upon public health officials, law enforcement, addiction treatment professionals, families, and other parties.

(4) A majority of the Task Force members shall constitute a quorum for the transaction of any business.

(5) The Task Force may adopt other procedures as necessary to ensure the orderly transaction of business.

**EXECUTIVE ORDER OF FEBRUARY 24, 2015**

01.01.2015.13

Inter–Agency Heroin and Opioid Coordinating Council  
(Rescinds Executive Order 01.01.2014.12)

- WHEREAS, The State of Maryland faces a heroin and opioid epidemic;
- WHEREAS, Heroin and opioid drug dependency surged in Maryland over the last decade, resulting in a dramatic increase in heroin–related emergency room visits;
- WHEREAS, The rise in the number of heroin and opioid overdose deaths represents an urgent and growing public health threat, cutting across all demographics and geographical settings in Maryland, and also represents a serious threat to the security and economic well–being of the State;
- WHEREAS, Maryland State agencies have different expertise, capabilities, and data that, when shared, can better inform a coordinated, statewide response to the opioid overdose epidemic; and
- WHEREAS, Coordinated action among State agencies can make a greater impact in reducing abuse and overdose deaths.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY RESCIND EXECUTIVE ORDER 01.01.2014.12 AND PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. Establishment. There is a Governor’s Inter–Agency Heroin and Opioid Coordinating Council (Council).

B. Membership.

(1) The Council is a subcabinet of the Governor and shall consist of the heads of the following State agencies or their designee and such other executive branch agencies as the Governor may designate:

(a) The Department of Health and Mental Hygiene;

- (b) The Department of State Police;
- (c) The Department of Public Safety and Correctional Services;
- (d) The Department of Juvenile Services;
- (e) The Institute for Emergency Medical Services Systems; and
- (f) The Maryland State Department of Education.

(2) Staff members from the Offices of the Governor and Lieutenant Governor, including the Governor's Office of Crime Control and Prevention and the Office of Problem Solving Courts, will also be regular participants.

(3) Other State agencies may be asked to participate at the invitation of the Chair.

#### C. Duties.

(1) The member State agencies (Agencies) listed in Paragraph B (1) shall seek opportunities to share data with one another and with the Office of the Governor for the purpose of supporting public health and public safety responses to the heroin and opioid epidemic. The Agencies shall share the data in their possession relevant to the epidemic to the maximum extent permitted by law.

(2) The Council shall develop recommendations for policy, regulations, or legislation to facilitate improved sharing of public health and public safety information among State agencies.

(3) The Council shall update the Governor within 45 days of the date of this Executive Order, and biannually thereafter, on each agency's efforts to address heroin and opioid education, treatment, interdiction, overdose, and recovery.

(4) On behalf of the Council, the Department of Health and Mental Hygiene shall submit an annual report to the Governor and the public in the form of the Inter-Agency Heroin and Opioid Coordination Plan.

#### D. Procedures.

(1) The Secretary of the Department of Health and Mental Hygiene shall chair the Council. The Chair shall:

(a) Oversee the implementation of this Executive Order and the work of the Council;

(b) Determine the Council's agenda; and

(c) Identify additional support as needed.

(2) The Council shall meet on a quarterly basis, or more frequently if the members deem appropriate.

(3) In advance of each meeting of the Council, each of the Agencies shall provide updates to the Chair regarding the agency's efforts to share public safety and public health information relating to the heroin and opioid epidemic.

(4) A majority of the Council members shall constitute a quorum for the transaction of any business.

(5) The Council may adopt other procedures as necessary to ensure the orderly transaction of business.

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**EXECUTIVE ORDER OF MARCH 17, 2015**

01.01.2015.14

Rescission of Executive Order 01.01.2015.11

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2015.11 due to the emergency that existed pertaining to the transport and delivery of petroleum products within Maryland; and

WHEREAS, The emergency conditions caused by severe winter weather and prolonged below normal temperatures no longer exist.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF



MARYLAND, DO HEREBY PROCLAIM THAT THE EMERGENCY THAT EXISTED IN THE STATE OF MARYLAND IS TERMINATED AND HEREBY RESCIND EXECUTIVE ORDER 01.01.2015.11.

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**EXECUTIVE ORDER OF APRIL 6, 2015**

01.01.2015.15

Proclaiming an Extended Session of the Maryland General Assembly

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, being advised that the Budget Bill has not been finally acted upon by the General Assembly seven days before the expiration of the 2015 regular Session of the General Assembly;

WHEREAS, Article III, Section 52 (10) of the Maryland Constitution provides that under these circumstances the Governor shall issue a proclamation extending the Session for a period as may, in the Governor's judgment, be necessary to allow for the passage of the Budget Bill; and

WHEREAS, Other matters may not be considered during such extended Session except a provision for the cost thereof.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, DO HEREBY PROCLAIM THAT THE 2015 REGULAR SESSION OF THE MARYLAND GENERAL ASSEMBLY IS HEREBY EXTENDED, COMMENCING AT MIDNIGHT ON MONDAY, APRIL 13, 2015 IN THE STATE CAPITAL IN THE CITY OF ANNAPOLIS FOR THE PURPOSE OF PASSING THE STATE BUDGET BILL. THIS EXTENSION MAY NOT EXCEED TEN DAYS, OR SUCH OTHER PERIOD AS SPECIFIED BY AMENDMENT TO THIS EXECUTIVE ORDER.

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**EXECUTIVE ORDER OF APRIL 27, 2015**

01.01.2015.16

Declaration of Emergency

- WHEREAS, The State of Maryland is subject to a public emergency as defined in Section 14–301 of the Public Safety Article of the Annotated Code of Maryland;
- WHEREAS, The Mayor of the City of Baltimore having applied to the Governor for a proclamation of a State of Emergency;
- WHEREAS, Having been advised and informed by the Maryland Emergency Management Agency there may be a need to take protective actions to protect the lives and property of citizens being currently impacted by this public emergency;
- WHEREAS, In order to waive certain regulations to facilitate emergency response and restoration activities, to activate certain emergency contracts, and to facilitate the deployment of requisite resources within provisions of Maryland law;
- WHEREAS, Use of resources of the Maryland National Guard may be required;
- WHEREAS, An Executive Order to implement the emergency powers of the Governor is a prerequisite for potential federal emergency assistance; and
- WHEREAS, In order to implement the emergency powers of the Governor, an Executive Order of the Governor is appropriate.
- NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 AND SECTION 13–702 OF THE PUBLIC SAFETY ARTICLE OF THE ANNOTATED CODE OF MARYLAND, DECLARE THAT A STATE OF EMERGENCY EXISTS IN BALTIMORE CITY, I CALL THE MARYLAND NATIONAL GUARD INTO ACTION AND STATE SERVICE AND HEREBY AUTHORIZE THE MARYLAND EMERGENCY MANAGEMENT AGENCY OR OTHER APPROPRIATE STATE AUTHORITY, DURING THIS EMERGENCY PERIOD, TO ENGAGE, DEPLOY, AND COORDINATE AVAILABLE RESOURCES.
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**EXECUTIVE ORDER OF APRIL 28, 2015**

01.01.2015.17

Declaration of Emergency – Special Appointment of Maryland State Police

- WHEREAS, The State of Maryland is subject to a public emergency as defined in Section 14–301 of the Public Safety Article of the Annotated Code of Maryland;
- WHEREAS, Baltimore City experienced historic civic unrest resulting in more than 200 arrests, multiple structural fires, and at least 20 injured law enforcement officers;
- WHEREAS, Executive Order 01.01.2015.16 was issued on April 27, 2015, declaring a state of emergency and implementing the emergency powers of the Governor;
- WHEREAS, Law enforcement officers from New Jersey, Pennsylvania, and Washington, D.C., have been requested to assist and continue to assist in protecting the citizens of Baltimore City and restoring peace to the area pursuant to the Emergency Management Assistance Compact enacted as Section 14–702 of the Public Safety Article;
- WHEREAS, Those law enforcement officers of the New Jersey State Police, Pennsylvania State Police, and the Metropolitan Police Department of Washington, D.C., require powers of arrest within the State of Maryland for the duration of the emergency;
- WHEREAS, Pursuant to Section 2–402 of the Public Safety Article, the Secretary of Maryland State Police has the authority to appoint the employees that the Secretary considers necessary for efficient administration of the Department;
- WHEREAS, Employees appointed by the Secretary have police powers and authority set forth in Section 2–412 of the Public Safety Article;
- WHEREAS, Failure to waive certain requirements regarding qualifications and employment of police employees in Subtitle 4 of Title 2 of the Public Safety Article may prevent, hinder, or delay necessary action to address this emergency;

- WHEREAS, It has been determined that law enforcement officers of the New Jersey State Police, Pennsylvania State Police, and the Metropolitan Police Department of Washington, D.C., are qualified by virtue of their training and experience as law enforcement officers within their home states;
- WHEREAS, Use of law enforcement officers of the New Jersey State Police, Pennsylvania State Police, and the Metropolitan Police Department of Washington, D.C., may be required;
- WHEREAS, Upon receipt of a special appointment as a Maryland State Police officer, these individuals shall enjoy the same immunities as Maryland State Police officers, but they shall not be entitled to any compensation or personal benefit except that which is authorized by the Emergency Management Assistance Compact; and
- WHEREAS, This special and limited appointment shall immediately expire when Executive Order 01.01.2015.16 is terminated.
- NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING SECTION 14-107(d) OF THE PUBLIC SAFETY ARTICLE, HEREBY SUSPEND THE EFFECT OF ANY PROVISION OF MARYLAND LAW OR REGULATION, INCLUDING THE PROVISIONS OF SUBTITLE 4 OF TITLE 2 OF THE PUBLIC SAFETY ARTICLE, WHICH BAR OR IMPEDE THE IMMEDIATE APPOINTMENT OF LAW ENFORCEMENT OFFICERS FROM NEW JERSEY, PENNSYLVANIA, WASHINGTON, D.C., OR ANY OTHER STATE AS SPECIALLY APPOINTED MARYLAND STATE POLICE OFFICERS.

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**EXECUTIVE ORDER OF MAY 6, 2015**

01.01.2015.18

Rescission of Executive Orders 01.01.2015.16 and 01.01.2015.17

- WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Orders 01.01.2015.16 and 01.01.2015.17 declaring a state of emergency in Baltimore City and implementing

the emergency powers of the Governor to protect the lives and property of citizens impacted by the emergency; and

WHEREAS, The emergency conditions caused by recent events in Baltimore City no longer exist.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, DO HEREBY PROCLAIM THAT THE EMERGENCY THAT EXISTED IN THE CITY OF BALTIMORE IS TERMINATED AND HEREBY RESCIND EXECUTIVE ORDERS 01.01.2015.16 AND 01.01.2015.17.

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**EXECUTIVE ORDER OF JUNE 26, 2015**

01.01.2015.19

Governor's Workforce Investment Board  
(Rescinds Executive Order 01.01.2004.60)

WHEREAS, The Governor's Workforce Investment Board (Board) was established by Maryland Statute and Executive Order in 1983 to promote comprehensive planning and coordination of employment and training programs in the State;

WHEREAS, The Governor's Workforce Investment Board is Maryland's chief policy-making body on workforce development, innovation, and opportunity;

WHEREAS, The Federal Workforce Innovation and Opportunity Act of 2014 (2014 Act) supersedes the Workforce Investment Act of 1998 (1998 Act) and sets forth the guidelines for states to administer workforce programs and services, and requires that each governor establish a State workforce development board to lead the workforce agenda;

WHEREAS, The 2014 Act establishes the framework for the appointment and membership of the board and authorizes the Governor to appoint the Board;

WHEREAS, The Board constituted under the 1998 Act will be dissolved on June 30, 2015, and a new Board is to be created on July 1, 2015 under

the 2014 Act to function as the designated State workforce board, with planning and coordination responsibilities related to federal support received through the Act and other workforce development programs;

WHEREAS, It is a high priority of the Hogan–Rutherford Administration to attract and retain businesses and jobs;

WHEREAS, Maryland must continue to develop a highly educated workforce to sustain and enhance the economy that drives Maryland’s global competitiveness;

WHEREAS, Maryland must continue to develop and expand an education and workforce training system that is aligned with the economic development needs of Maryland employers and job creators;

WHEREAS, Impending worker shortages require a workforce system that provides outstanding education and training opportunities for all Marylanders to participate and succeed in Maryland’s economy; and

WHEREAS, The Administration finds that the Governor’s Workforce Investment Board can play a more significant role in workforce creation and desires to make certain changes to the membership and scope in order to enhance the effectiveness of the Board.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, DO HEREBY RESCIND EXECUTIVE ORDER 01.01.2004.60, AND PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. Establishment. There is a Governor’s Workforce Investment Board (Board).

B. Membership and Procedures.

(1) Membership. The Board shall include but is not limited to the following members:

(a) The Governor;

(b) One member of the Maryland Senate, appointed by the President of the Senate; and

(c) One member of the Maryland House of Delegates, appointed by the Speaker of the House.

(2) Maryland Officials appointed by the Governor, including:

(a) The Secretary of Labor, Licensing and Regulation;

(b) The Secretary of Business and Economic Development;

(c) The Secretary of Higher Education;

(d) The Secretary of Human Resources;

(e) The State Superintendent of Schools;

(f) The Secretary of Public Safety and Correctional Services;

(g) The Secretary of Disabilities;

(h) The Secretary of Juvenile Services;

(i) The Secretary of Aging;

(j) The Secretary of Veterans Affairs; and

(k) Two chief elected officials, who collectively represent both cities and counties.

(3) Not less than 20% of the Board membership representing workforce within the State appointed by the Governor including:

(a) At least two representatives of labor organizations nominated by state labor federations;

(b) At least one representative who is a member of a labor organization or a training director, from a joint labor-management apprenticeship program;

(c) One president from a community college with expertise in addressing training and education needs of eligible youth;

(d) The President of the Workforce Investment Network for Maryland; and

(e) Other representatives of workforce that may include community-based organizations with demonstrated experience and expertise in addressing the employment, training or education needs of eligible youth, and individuals with barriers to employment, such as veterans and individuals with disabilities.

(4) A majority of the Board membership representing businesses in the State appointed by the Governor including:

(a) At least two representatives who are selected from nominations by State business organizations and business trade associations;

(b) Owners of businesses, chief executives or operating officers of business, or other business executives or employers with optimum policymaking or hiring authority, and who, in addition, may be members of a local workforce development board; and

(c) Representatives of businesses, including small businesses, or organizations representing businesses described in this section, that provide employment opportunities that include high-quality, work-relevant training and development in in-demand industry sectors or occupations in the State.

(5) The membership of the Board shall conform to the representation requirements in The Federal Workforce Innovation and Opportunity act of 2014 Act (2014 Act).

(6) To the extent practicable, the membership of the Board shall reflect the race, gender, and geographic diversity of the population of the State.

(7) Members appointed by the Governor under B(3)(a) through (c), B(3)(e), and B(4) shall serve four-year staggered terms. All other members shall serve so long as they hold the office or designation stipulated under B(1) and B(3)(d).

(8) The Governor shall designate a Chairperson who shall serve at the pleasure of the Governor. The Chairperson shall be a business representative serving pursuant to B(4) and may not be an elected official or an employee of the State of Maryland or any local government.



(9) Members of the Board may not receive any compensation for their service, but may receive reimbursement for reasonable expenses incurred in the performance of their duties in accordance with the State Travel Regulations and as provided in the State budget.

(10) Members of the Board are subject to the State Public Ethics Law and are required to file annual financial disclosures unless otherwise exempted by law.

(11) The Board shall hold publicly announced meetings at such times and such places as it deems necessary. The meetings shall be open and accessible to the general public in accordance with the State Open Meetings Act or other applicable law.

(12) A quorum for voting purposes shall be the presence of a majority of the members of the Board. Board members cannot delegate their authority and cannot send a representative in their place for quorum or voting purposes.

(13) The Board is authorized to obtain such professional, technical, and clerical assistance as may be necessary to carry out its functions, in accordance with the appropriate State budgetary and administrative requirements.

(14) The Board may establish an Executive Committee composed of members appointed by the Chairperson as designated in the bylaws. At least 51% of the members of the Executive Committee must be business members appointed under B(4).

(15) The Board may delegate to the Executive Committee any of the powers of the Board except those powers which are required by law to be exercised by the Board. The Chairperson may also appoint ad-hoc committees as appropriate as provided in the bylaws.

(16) Board members who do not attend at least two-thirds of the scheduled Board meetings in a twelve month period are considered to have resigned unless a waiver is granted by the Governor.

C. Duties and Responsibilities: Pursuant to the 2014 Act the Board shall advise the Governor on the following matters:

(1) The development, implementation and modification of the State plan under the 2014 Act;

(2) The review of statewide policies and programs and the recommendations on actions to align workforce development programs in a manner that supports a comprehensive and streamlined workforce development system in the State;

(3) The development and continuous improvement of the workforce development system in the State including: the identification and removal of barriers to employment, development of strategies to support career pathways, providing effective outreach and improved access for individuals and employers who could benefit from services, expansion of strategies for sector partnerships to meet the needs of employers, workers and jobseekers;

(4) The identification of regions, the designation of local areas, and the improvement of the one-stop delivery system to local areas to support effective delivery of services to workers, jobseekers and employers;

(5) The development and updating of comprehensive State performance accountability measures to assess the effectiveness of the core programs;

(6) The identification and dissemination of information on best practices related to effective operation of the one-stop delivery system, local boards, training programs that respond to real-time labor market analysis and competency assessments to support efficient placement into career pathways or employment;

(7) The development and review of statewide policies affecting the coordinated provision of services through the one-stop delivery system, including objective criteria for assessing effectiveness, guidance for allocation of infrastructure funds, and policies relating to the appropriate roles and contributions of one-stop partners;

(8) The development of strategies for technological improvements to facilitate access to, and improve the quality of, services and activities provided through the one-stop delivery system, including improvements to enhance digital literacy skills, acquisition of postsecondary credentials by participants, strengthen professional development of providers and workforce professionals, and ensure accessibility of technology to individuals with disabilities and individuals residing in remote areas;

(9) The development of strategies for aligning technology and data systems across one-stop partner programs to enhance

service delivery and improve efficiencies in reporting on performance accountability measures;

(10) The development of allocation formulas for the distribution of funds for employment and training activities for adults, and youth workforce investment activities;

(11) The preparation of the 2014 Act annual reports;

(12) The development of the statewide workforce and labor market information system under the Wagner–Peyser Act; and

(13) The development of any other policies or procedures as may promote statewide objectives for the workforce development system in the State.

D. Reporting – The Board shall submit an annual report to the Governor and the General Assembly as soon as possible after January 1 of each year.

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**EXECUTIVE ORDER OF JULY 9, 2015**

01.01.2015.20

Regulatory Reform Commission

WHEREAS, Cultivating more robust economic growth, business development, and job creation requires reforming Maryland’s regulatory climate;

WHEREAS, Maryland’s business community is a partner in the State’s economic success and benefits when it operates under a simple, fair, transparent and accountable regulatory climate;

WHEREAS, Maryland’s regulatory process should be built upon a foundation of collaboration and a culture of customer service that focuses on compliance, where agencies work in partnership with their regulated communities; and

WHEREAS, A reformed regulatory climate will serve the State’s interest in protecting the health, welfare, and safety of all Marylanders while fostering economic prosperity in Maryland.

NOW THEREFORE, I, LAWRENCE J. HOGAN JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. The establishment of the Regulatory Reform Commission (Commission).

B. Membership.

(1) The Commission shall consist of the following:

(a) The Lieutenant Governor, who shall serve as an ex-officio member; and

(b) Up to twelve public members to be appointed by the Governor with a range of experience in various economic sectors. The public members shall serve at the pleasure of the Governor.

(2) The Commission shall reflect the diversity of the population of the State.

(3) Staff members from the Offices of the Governor and Lieutenant Governor will be regular participants.

(4) Other State agencies and their staffs may be asked to participate at the invitation of the Lieutenant Governor.

C. Duties.

(1) The Commission shall undertake a comprehensive review of Maryland's regulatory climate which will include:

(a) Identifying the areas of Maryland's regulatory climate that pose the greatest barriers and burdens to job attraction, retention, and creation.

(b) Formulating substantive solutions to identified problems that will remove barriers and alleviate burdens to business attraction and retention in the State of Maryland.

(c) Reviewing and analyzing regulations in the following sectors:

(i) Transportation;

- (ii) Environment and Land Use;
- (iii) Health Care;
- (iv) Business Occupations and Licensing;
- (v) Banking and Financial Services;
- (vi) Capital Formation;
- (vii) Insurance;
- (viii) Labor and Employment;
- (ix) Agriculture;
- (x) Tourism; and
- (xi) Any other sectors deemed necessary by the Governor.

(2) The Commission shall develop and submit its recommendations for improvement to Maryland's regulatory climate in an annual written report to the Governor, no later than December 1st of each year, with the final report due December 1, 2017.

D. Procedures.

(1) The Lieutenant Governor shall serve as an ex-officio member of the Commission. The Lieutenant Governor shall oversee the implementation of this Executive Order.

(2) There shall be two Co-chairs appointed by the Governor from among the Commission members. The Co-chairs shall:

- (a) Develop a strategy to execute the duties of this Executive Order and administer the work of the Commission;
- (b) Determine the Commission's agenda; and
- (c) Identify additional support as needed.

(3) The Commission shall conduct public meetings in various regions of the State to study the impact of Maryland's

regulatory climate on the business community, other relevant stakeholders, and the public.

(4) The Commission shall meet as frequently as necessary to meet the deadlines established by this Executive Order.

(5) A majority of the Commission members shall constitute a quorum for the transaction of any business.

(6) The Commission may adopt other procedures to ensure the orderly transaction of business.

E. All State agencies, departments, boards and commissions within the Executive Branch are authorized and directed to coordinate with the Commission in implementing the provisions of this Executive Order.

F. This Executive Order shall remain effective for a period of three years and, on July 9, 2018, with no further action required by the Governor, this Executive Order shall be abrogated and of no further force and effect.

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## EXECUTIVE ORDER OF AUGUST 6, 2015

01.01.2015.21

### Maryland Redistricting Reform Commission

- WHEREAS, The integrity of elections is essential to the success of our democracy;
- WHEREAS, Fairness in process and good governance are what the citizens of Maryland expect and deserve;
- WHEREAS, The process of redistricting should be fully transparent and subject to input and scrutiny from the public;
- WHEREAS, An overwhelming majority of Marylanders favor an independent, non-partisan commission for redistricting over the existing process for drawing district lines;

- WHEREAS, It could be considered a conflict of interest for politicians to redraw the districts in which they run for re-election;
- WHEREAS, National publications have listed Maryland as having some of the most “gerrymandered” congressional districts in the United States;
- WHEREAS, Maryland’s redistricting can negatively impact the creation of majority–minority districts causing underrepresentation of racial minorities;
- WHEREAS, Every effort should be made to keep communities, counties, and municipalities within a single election district to help ensure all Marylanders have effective representation;
- WHEREAS, Independent commissions in other states have greatly reduced politics and partisanship in redistricting and have established more election districts based on population, compactness, and natural boundaries;
- WHEREAS, Maryland should lead on this issue and should not wait for the federal government or other states to act on the issue of redistricting reform; and
- WHEREAS, The establishment of the Maryland Redistricting Reform Commission would benefit the State by gathering citizens, experts, and interested parties to conduct a comprehensive examination of Maryland’s redistricting process and make recommendations on ways to reform our system.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. There is a Maryland Redistricting Reform Commission (Commission).

B. Membership. The Commission consists of the following voting members:

(1) Two members of the Maryland Senate, one appointed by the President of the Senate and one appointed by the Minority Leader of the Senate;

(2) Two members of the Maryland House of Delegates, one appointed by the Speaker of the House and one appointed by the Minority Leader of the House of Delegates;

(3) Two representatives from policy research organizations;

(4) One representative from a non-profit voter advocacy organization;

(5) One representative from a government reform advocacy organization; and

(6) Up to five additional members appointed by the Governor.

C. The members identified in Sections B(3) through B(6) shall be appointed by the Governor and shall serve at the pleasure of the Governor.

D. The Governor shall designate the Chair or Co-Chairs from among the members.

E. In the event of a vacancy, the Governor shall appoint a successor to fill the remainder of the term.

F. To the extent practicable, the members of the Commission shall reflect the diversity of the population of the State.

G. Procedures.

(1) The majority of voting members of the Commission shall constitute a quorum for the transaction of any business.

(2) The Commission shall hold publicly announced meetings at such times and such places as it deems necessary. The meetings shall be accessible to the general public in accordance with the Maryland Open Meetings Act or other applicable law.

(3) The Commission may adopt such other procedures as may be necessary to ensure the orderly transaction of business, including the creation of committees.

(4) The Chair or Co-Chairs may, with the consent of the Commission, designate additional individuals, including interested citizens, elected officials, educators, or specialists with relevant expertise, to serve on any committee.



(5) The Commission may consult with the principal departments of State government to obtain such technical assistance and advice as it deems necessary to complete its duties. All Executive Branch departments shall cooperate with and assist the Commission in carrying out its responsibilities.

H. Duties. The Commission shall:

(1) Conduct a comprehensive examination of ideas that could enhance the integrity of Maryland's congressional and legislative redistricting process;

(2) Review approaches of other states that have established independent, non-partisan redistricting commissions;

(3) Conduct regional summits in various parts of the State, including the Eastern Shore, Southern Maryland, Western Maryland, and Central Maryland to allow citizens to offer their ideas and input on redistricting reform;

(4) Provide an electronic portal for citizens to submit their comments to the Commission;

(5) Develop a recommendation for a constitutional amendment on congressional and legislative redistricting; and

(6) Promote redistricting reform publicly across the State as an essential component of ensuring fair elected representation and election integrity in Maryland.

I. Reports and Recommendations.

(1) The Commission shall issue a report addressing the duties listed in Section H.

(2) The report shall be submitted to the Governor, the President of the Senate, and the Speaker of the House of Delegates, no later than November 3, 2015.

(3) The Commission may issue additional reports as directed by the Governor.

J. Termination of the Commission. The Commission shall terminate on November 8, 2016, unless the Governor declares before that date that the Commission shall remain in operation.

**EXECUTIVE ORDER OF OCTOBER 1, 2015**

01.01.2015.22

“The Department of Commerce”

WHEREAS, Cultivating robust economic growth, business development, and job creation requires effectively marketing Maryland’s vast commercial opportunities to businesses and investors;

WHEREAS, The Hogan–Rutherford Administration advances the goals of the Maryland Economic Development and Business Climate Commission (Augustine Commission) and Chapter 141 of the Acts of the General Assembly of 2015 by the change enacted herein;

WHEREAS, The mission of the Department of Commerce will be to strengthen the Maryland economy by developing and implementing programs that aim to generate new jobs or retain existing jobs, attract business investment in new or expanding companies, and promote the State’s strategic assets; and

WHEREAS, The Hogan–Rutherford Administration will present legislation to the Maryland General Assembly to be introduced in the 2016 Legislative Session to provide efficiency in reference to the Department of Commerce in conformance with the priorities of the Augustine Commission.

NOW, THEREFORE, I, LAWRENCE J. HOGAN JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION, INCLUDING ARTICLE II, § 24 OF THE CONSTITUTION, AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

The Department of Business and Economic Development, which is scheduled to become known as the Department of Economic Competitiveness and Commerce effective October 1, 2015, will henceforth and for all time be known as and titled the Department of Commerce.

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**EXECUTIVE ORDER OF OCTOBER 1, 2015**

01.01.2015.23

Executive Order Regarding Hurricane Joaquin  
Declaration of a State of Emergency

- WHEREAS, The State of Maryland is subject to a variety of hazards and disasters including an impending emergency as defined in Section 14-101(c)(1) of the Public Safety Article of the Annotated Code of Maryland;
- WHEREAS, Having been advised and informed by the Maryland Emergency Management Agency that as a result of the impending impact of Hurricane Joaquin and associated high winds, severe rain, and other significant hazards, there is a need for special preparedness and response for which resources may be requested;
- WHEREAS, Hurricane Joaquin is currently a category four hurricane moving towards the East Coast of the United States and forecasted by the National Hurricane Center to impact the State of Maryland;
- WHEREAS, The precise path of Hurricane Joaquin remains uncertain and the entire State of Maryland must therefore take steps to prepare for potential property destruction and minimize the threat to public safety and the lives of all Marylanders who may be in the path of the storm;
- WHEREAS, There is a need to take protective actions to protect the lives and property of citizens expected to be impacted by the potentially disastrous effects of Hurricane Joaquin;
- WHEREAS, Resources may be requested due to intense and powerful wind, heavy rains, and flooding that may affect the State of Maryland;
- WHEREAS, Transportation, water utility, and other critical infrastructure may be negatively affected by power outages, wind damage, and flooding;
- WHEREAS, State and local government agencies may require additional resources and support in order to implement protective actions and meet the public safety and welfare needs of citizens that could be affected by the storm, heavy winds, flooding, and power outages;

- WHEREAS, The citizens of Maryland may require direct assistance in repairing damaged homes and businesses and in order to return to their daily lives;
- WHEREAS, The Federal Emergency Management Agency has urged all residents to take steps now to prepare their families and businesses for the impending hurricane;
- WHEREAS, Certain regulations related to commercial vehicles may need to be waived;
- WHEREAS, Use of resources of the Maryland National Guard may be required; and
- WHEREAS, In order to facilitate the deployment of requisite resources within provisions of Maryland law and in order to implement the emergency powers of the Governor, an Executive Order of the Governor is necessary and appropriate.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, AND BASED ON THE ABOVE FINDINGS, DECLARE THAT AN EMERGENCY EXISTS WITHIN THE ENTIRE STATE OF MARYLAND PERTAINING TO THE NEED TO PREPARE FOR HURRICANE JOAQUIN.

As a result of the emergency condition, the following measures are enacted:

1. The Maryland National Guard is called into action and State service.
2. The Maryland Emergency Management Agency, the Maryland State Police, and/or any other appropriate State authority, are authorized to engage, deploy and coordinate available resources and activate their emergency preparedness plans.
3. Given the uncertain path, severity and impact of Hurricane Joaquin on the State of Maryland, all State employees are to report for work as they would in the ordinary course, unless otherwise directed.

**EXECUTIVE ORDER OF OCTOBER 2, 2015**

01.01.2015.24

Executive Order Regarding Hurricane Joaquin  
Declaration of a State of Emergency  
(Amends Executive Order 01.01.2015.23)

- WHEREAS, The State of Maryland is subject to a variety of hazards and disasters including an impending emergency as defined in Section 14–101(c)(1) of the Public Safety Article of the Annotated Code of Maryland;
- WHEREAS, Having been advised and informed by the Maryland Emergency Management Agency that as a result of the impending impact of Hurricane Joaquin and another strong storm moving into the Mid–Atlantic area, and the associated high winds, severe rain, and other significant hazards, there is a need for special preparedness and response for which resources may be requested;
- WHEREAS, Hurricane Joaquin remains a category four hurricane but is no longer moving towards the East Coast of the United States;
- WHEREAS, The forecasts tracking Hurricane Joaquin have changed with it now appearing that the storm is on a northeasterly track; however, there is another storm moving into the Mid–Atlantic area;
- WHEREAS, There remains a need to take actions to protect the lives and property of citizens of certain Maryland counties and Baltimore City expected to be impacted by the effects of Hurricane Joaquin and other storms;
- WHEREAS, Resources may be requested due to intense and powerful wind, heavy rains, and flooding that may affect the following counties in Maryland: Caroline, Worcester, Somerset, Wicomico, Dorchester, Talbot, Queen Anne’s, Kent, Cecil, Harford, Baltimore, Anne Arundel, Calvert, St. Mary’s, and Charles, as well as Baltimore City;
- WHEREAS, Transportation, water utility, and other critical infrastructure may be negatively affected by power outages, wind damage, and flooding;

- WHEREAS, State and local government agencies may require additional resources and support in order to implement protective actions and meet the public safety and welfare needs of citizens that could be affected by the storm, heavy winds, flooding, and power outages;
- WHEREAS, The citizens of Maryland in the designated areas may require direct assistance in repairing damaged homes and businesses and in order to return to their daily lives;
- WHEREAS, Certain regulations related to commercial vehicles may need to be waived;
- WHEREAS, Use of resources of the Maryland National Guard may be required; and
- WHEREAS, In order to facilitate the deployment of requisite resources within provisions of Maryland law and in order to implement the emergency powers of the Governor, an Executive Order of the Governor is necessary and appropriate.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, AND BASED ON THE ABOVE FINDINGS, DECLARE THAT AN EMERGENCY EXISTS PERTAINING TO THE NEED TO PREPARE FOR HURRICANE JOAQUIN AND OTHER STORMS WITHIN THE FOLLOWING MARYLAND COUNTIES: CAROLINE, WORCESTER, SOMERSET, WICOMICO, DORCHESTER, TALBOT, QUEEN ANNE'S, KENT, CECIL, HARFORD, BALTIMORE, ANNE ARUNDEL, CALVERT, ST. MARY'S, AND CHARLES, AS WELL AS BALTIMORE CITY.

As a result of the emergency condition, the following measures are enacted:

A. The Maryland National Guard is called into action and State service.

B. The Maryland Emergency Management Agency, the Maryland State Police, and/or any other appropriate State authority, are authorized to engage, deploy and coordinate available resources and activate their emergency preparedness plans **FOR THE FOLLOWING MARYLAND COUNTIES: CAROLINE, WORCESTER, SOMERSET, WICOMICO, DORCHESTER, TALBOT, QUEEN ANNE'S, KENT, CECIL,**

**HARFORD, BALTIMORE, ANNE ARUNDEL, CALVERT, ST. MARY'S, AND CHARLES, AS WELL AS BALTIMORE CITY.**

C. Given the uncertain path, severity and impact of Hurricane Joaquin **AND OTHER STORMS** on the State of Maryland, all State employees are to report for work as they would in the ordinary course, unless otherwise directed.

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**EXECUTIVE ORDER OF OCTOBER 4, 2015**

01.01.2015.25

Rescission of Executive Orders 01.01.2015.23 and 01.01.2015.24

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Orders 01.01.2015.23 declaring a State of Emergency in the State of Maryland and 01.01.2015.24 limiting the State of Emergency to certain Maryland counties and Baltimore City, both of which also implemented the emergency powers of the Governor to protect the lives and property of citizens impacted by the emergency; and

WHEREAS, The emergency caused by the threat and impact of severe weather no longer exists in any Maryland county or Baltimore City.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, DO HEREBY PROCLAIM THAT THE EMERGENCY THAT EXISTED IN THE STATE OF MARYLAND NO LONGER EXISTS AND HEREBY RESCIND EXECUTIVE ORDERS 01.01.2015.23 AND 01.01.2015.24.

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**EXECUTIVE ORDER OF OCTOBER 8, 2015**

01.01.2015.26

Governor's Office of Performance Improvement

WHEREAS, Every agency and department must strive for continuous improvement and pursue opportunities for cross-agency collaboration;

WHEREAS, State agencies and departments are required by statute to establish performance metrics and measure achievement towards strategic goals to ensure accountability and transparency;

WHEREAS, Research and evidence-based policy recommendations will help eliminate backlogs, reduce lead times, optimize workflow, and improve staff morale and productivity;

WHEREAS, Streamlining and eliminating redundant or outdated policies, procedures, and regulations allows State agencies and departments to better prioritize resources to core functions; and

WHEREAS, A vigorous review of agency performance will result in a more efficient and productive delivery of government services.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. Establishment of the Governor's Office of Performance Improvement. The Governor's Office of Performance Improvement is hereby established as a separate unit within the Executive Department to improve business processes throughout Maryland state agencies through greater accountability.

(1) The Office shall be managed by a Director who shall be primarily responsible for the operations of the office. The Director shall be appointed by and serve at the pleasure of the Governor.

(2) The Governor's Office of Performance Improvement shall be comprised of staff appointed by the Governor.

B. Objectives of the Governor's Office of Performance Improvement. The objectives of the Governor's Office of Performance Improvement are as follows:

(1) To increase the responsiveness and level of customer service of State agencies and departments;



(2) To regularly review procedures, rules, and regulations of State agencies and departments to increase their efficiency and effectiveness;

(3) To promote business process improvement strategies to make government more efficient and responsive to taxpayers;

(4) To facilitate a research and evidence-based environment that encourages agency and department leadership and staff to make Maryland more attractive to businesses and job creators;

(5) To support cost optimization strategies to ensure receipt of the highest value for state expenditures;

(6) To help eliminate duplication, fraud, and waste in State agencies and departments by pursuing the implementation of recommendations by the Office of Legislative Audits;

(7) To provide accurate and timely data to policymakers and constituents about the efficacy and cost-effectiveness of government services;

(8) To identify and make recommendations for the establishment of metrics to track agency and department progress in meeting established strategic goals;

(9) To track and assess State agency and department progress in meeting established strategic goals; and

(10) To provide a forum for the exchange of ideas for the continuous improvement in the delivery of government services.

#### C. Procedures.

(1) The Governor's Office of Performance Improvement shall collect data to determine the progress being made by State agencies and departments to improve their performance.

(2) The coordinators assigned from each agency and department in the Executive Branch shall provide the data requested by the Governor's Office of Performance Improvement.

(3) After receipt of data, the Governor's Office of Performance Improvement shall analyze the collected data and identify potential areas of inquiry.

(4) On a regular basis, each Secretary or agency head, or their designee, shall meet with and address the inquiries of the Governor's Office of Performance Improvement.

D. All State agencies, departments, and boards and commissions within the Executive Branch are authorized and directed to cooperate with the Governor's Office of Performance Improvement in implementing the provisions of this Executive Order.

E. This Executive Order shall not be construed to alter existing authorities of any Executive agency or department, except that all Executive agencies and departments are directed to assist the Governor's Office of Performance Improvement in carrying out the purposes of this Executive Order.

F. Public Awareness.

(1) The Director shall be responsible for the development of the Governor's Office of Performance Improvement website, which shall be regularly updated and maintained.

(2) The Director shall publish on the Governor's Office of Performance Improvement website information regarding the progress of agencies and departments in meeting their strategic goals.

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## EXECUTIVE ORDER OF NOVEMBER 11, 2015

01.01.2015.27

### Maryland World War I Centennial Commission

WHEREAS, Armistice Day has been marked on November 11 every year since 1918 commemorating the day the Allied forces signed an agreement with the Germans that would end World War I;

WHEREAS, The cost in human suffering during World War I, originally known as the Great War, was on a scale unprecedented in human history. Between 1914 and 1918, there were over 37 million casualties with over 62,000 Marylanders serving in combat and nearly 2,000 losing their lives;

WHEREAS, A statewide project to record the deeds of Marylanders who served in uniform began before the war ended followed by the Maryland General Assembly passing a bill in 1920 appointing a War Records Commission, which resulted in the 1933 publication of *Maryland in the World War, 1917–1919: Military and Service Records*;

WHEREAS, The Maryland World War I Centennial Commission is established to provide for appropriate activities for residents and visitors to remember, commemorate, and learn about the meaning of World War I and the role of Marylanders in the conflict;

WHEREAS, There are several sites in Maryland with historical significance to World War I, including Fort Meade, which operated as a training site for 400,000 soldiers; Aberdeen Proving Ground, the oldest proving ground in the country; and Fort McHenry, which was the largest receiving hospital in the country during the war and tended to more than 20,000 wounded returning to the United States; and

WHEREAS, The World War I Centennial Commission will develop and execute plans for projects and activities recognizing the 100th year anniversary of World War I, with particular emphasis on those Marylanders who made the supreme sacrifice and those who returned home wounded.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. Established. There is a Maryland World War I Centennial Commission (Commission).

B. Tasks. The Commission is charged with the following duties:

(1) To plan, develop, and execute programs, projects, and activities to commemorate the centennial of World War I and Maryland's and Marylander's role in it;

(2) To encourage private organizations, State agencies, and local government in Maryland to organize and participate in activities commemorating the centennial of World War I;

(3) Assist with efforts to protect, improve, and develop educational and interpretive institutions, sites, and museums related to World War I for educational, recreational, and tourism purposes; and

(4) Perform other actions necessary to carry out the duties of the Commission.

C. Membership. The Commission shall consist of up to 11 members, appointed by the Governor. The members will have relevant interest or expertise and will serve at the pleasure of the Governor.

D. Chair. The Governor shall designate a Chair from among the members of the Commission.

E. Vacancies. In the event of a Commission vacancy, the Governor shall appoint a successor.

F. Staffing. The Commission will be staffed by the Governor's Office of Community Initiatives in coordination with Veterans, Planning, and other State agencies as directed by the Chair.

G. Procedures.

(1) The Commission shall meet as frequently as necessary, as determined by the Chair of the Commission, to carry out its duties established by this Executive Order.

(2) The Commission shall adopt procedures to ensure the orderly transaction of business.

(3) The members of the Commission may not receive compensation for their services. The members may be reimbursed for reasonable expenses incurred in the performance of their duties, in accordance with the Standard State Travel Regulations as provided in the State budget.

H. Action Plan. By June 30, 2017, the Commission shall present to the Governor an Action Plan to achieve the Commission's tasks. The report shall contain recommendations to commemorate the centennial of World War I.

I. Reporting. The Commission shall update the Action Plan as necessary.

J. Termination. This Executive Order shall terminate and be of no effect after November 11, 2019.

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