

By: The Speaker (Administration)

Introduced and read first time: January 25, 1996

Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Department of Budget and Management**

3 FOR the purpose of renaming the Department of Budget and Fiscal Planning to be the
4 Department of Budget and Management; abolishing the Department of Personnel;
5 specifying that the Department of Budget and Management is responsible for
6 administering the personnel management functions of the Executive Branch of
7 State government; transferring the telecommunications functions of the Executive
8 Branch, including the Governor's Advisory Board for Telecommunications Relay,
9 from the Department of General Services to the Department of Budget and
10 Management; providing for the transfer of certain employees under certain
11 circumstances; repealing certain provisions of law rendered inapplicable by
12 provisions of this Act; providing that certain laws relating to layoff procedures do
13 not apply to the termination of State positions that may result from the
14 implementation of the provisions of this Act; providing for appropriate transitional
15 provisions relating to the continuity of certain departments, boards, commissions,
16 agencies, and other units and the continuity, transfer, or enforceability of laws,
17 regulations, policies, guidelines, orders, directives, records, property, assets,
18 obligations, contracts, agreements, rights, and privileges in effect prior to certain
19 dates in the Department, offices, units, and positions abolished under this Act;
20 providing for the severability of the provisions of this Act; providing for the repeal
21 of laws that are inconsistent with this Act; making technical changes; providing for
22 an effective date; and generally relating to the abolition of the Department of
23 Personnel and the consolidation of State units, programs, and services that pertain
24 to the overall budgeting, planning, telecommunications functions, personnel
25 management, and other appropriate matters relating to the operations of the
26 Executive Branch of State government.

27 BY repealing

- 28 Article - State Personnel and Pensions
- 29 Section 2-101, 2-102, 2-104, 2-105, and 2-111
- 30 Annotated Code of Maryland
- 31 (1994 Volume and 1995 Supplement)

32 BY renumbering

- 33 Article - State Finance and Procurement
- 34 Section 4-901 through 4-904 and the subtitle "Subtitle 9. Telecommunications";

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1 4-1001 through 4-1007 and the subtitle "Subtitle 10. Telecommunications
2 Access of Maryland"; and 4-1101 and 4-1103 through 4-1106 and the subtitle
3 "Subtitle 11. Telecommunications Devices for Disabled Individuals",
4 respectively
5 to be Section 3-701 through 3-704 and the subtitle "Subtitle 7.
6 Telecommunications"; 3-801 through 3-807 and the subtitle "Subtitle 8.
7 Telecommunications Access of Maryland"; and 3-901 through 3-905 and the
8 subtitle "Subtitle 9. Telecommunications Devices for Disabled Individuals",
9 respectively
10 Annotated Code of Maryland
11 (1995 Replacement Volume and 1995 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article - State Finance and Procurement
14 Section 3-101, 3-201, and 3-202 to be under the amended title "Title3. Budget and
15 Management"
16 Annotated Code of Maryland
17 (1995 Replacement Volume and 1995 Supplement)

18 BY repealing
19 Article - State Finance and Procurement
20 Section 4-1102
21 Annotated Code of Maryland
22 (1995 Replacement Volume and 1995 Supplement)

23 BY repealing and reenacting, without amendments,
24 Article - State Finance and Procurement
25 Section 3-701, 3-702, 3-703, 3-704, 3-801, and 3-904
26 Annotated Code of Maryland
27 (1995 Replacement Volume and 1995 Supplement)
28 (As enacted by Section 2 of this Act)

29 BY repealing and reenacting, with amendments,
30 Article - State Finance and Procurement
31 Section 3-802, 3-803, 3-804, 3-805, 3-806, 3-807, 3-901, 3-902, 3-903, and 3-905
32 Annotated Code of Maryland
33 (1995 Replacement Volume and 1995 Supplement)
34 (As enacted by Section 2 of this Act)

35 BY repealing and reenacting, with amendments,
36 Article - State Personnel and Pensions
37 Section 1-101(g) and (l) and 1-201; and the title designation "Title2. Personnel
38 Management"
39 Annotated Code of Maryland
40 (1994 Volume and 1995 Supplement)

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1 BY repealing and reenacting, with amendments,
2 Article - State Government
3 Section 8-201(b)
4 Annotated Code of Maryland
5 (1995 Replacement Volume)

6 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
7 MARYLAND, That Section(s) 2-101, 2-102, 2-104, 2-105, and 2-111 of Article - State
8 Personnel and Pensions of the Annotated Code of Maryland be repealed.

9 SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 4-901 through
10 4-904 and the subtitle "Subtitle 9. Telecommunications"; 4-1001 through 4-1007 and the
11 subtitle "Subtitle 10. Telecommunications Access of Maryland"; and 4-1101 and 4-1103
12 through 4-1106 and the subtitle "Subtitle 11. Telecommunications Devices for Disabled
13 Individuals", respectively, of Article - State Finance and Procurement of the Annotated
14 Code of Maryland be renumbered to be Section(s) 3-701 through 3-704 and the subtitle
15 "Subtitle 7. Telecommunications"; 3-801 through 3-807 and the subtitle "Subtitle 8.
16 Telecommunications Access of Maryland"; and 3-901 through 3-905 and the subtitle
17 "Subtitle 9. Telecommunications Devices for Disabled Individuals", respectively.

18 SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland
19 read as follows:

20 **Article - State Finance and Procurement**

21 Title 3. Budget and [Fiscal Planning] MANAGEMENT.

22 3-101.

23 (a) In this title the following words have the meanings indicated.

24 (b) "Department" means the Department of Budget and [Fiscal Planning]
25 MANAGEMENT.

26 (c) "Secretary" means the Secretary of Budget and [Fiscal Planning]
27 MANAGEMENT.

28 3-201.

29 There is a Department of Budget and [Fiscal Planning] MANAGEMENT,
30 established as a principal department of the State government.

31 3-202.

32 (a) The head of the Department is the Secretary of Budget and [Fiscal Planning]
33 MANAGEMENT, who shall be appointed by the Governor with the advice and consent of
34 the Senate.

35 (b) The Secretary must have experience in public finance, budgeting,
36 management, and fiscal planning.

37 (c) Before taking office, the appointee shall take the oath required by Article I, §
38 9 of the Maryland Constitution.

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1 (d) (1) The Secretary serves at the pleasure of the Governor and is responsible
2 directly to the Governor. The Secretary shall advise the Governor on all matters assigned
3 to the Department and is responsible for carrying out the Governor's policies on those
4 matters.

5 (2) The Secretary is responsible for the operation of the Department and
6 shall establish guidelines and procedures to promote the orderly and efficient
7 administration of the Department. The Secretary may establish, reorganize, or abolish
8 areas of responsibility in the Department as necessary to fulfill the duties assigned to the
9 Secretary.

10 (3) The Secretary is responsible for establishing policy to be followed by the
11 units in the Department.

12 (e) The Secretary is entitled to the salary provided in the State budget.

13 Subtitle 7. Telecommunications.

14 3-701.

15 (a) In this subtitle the following words have the meanings indicated.

16 (b) "Telecommunication" means the transmission of information, images,
17 pictures, voice or data by radio, video or other electronic or impulse means.

18 3-702.

19 (a) The Department shall:

20 (1) coordinate the development, procurement, management and operation
21 of telecommunication equipment, systems, and services by State government;

22 (2) acquire and manage common user telecommunication equipment,
23 systems, or services and charge units of State government for their proportionate share of
24 the costs of installation, maintenance, and operation of the common user
25 telecommunication equipment, systems, or services;

26 (3) promote compatibility of telecommunication systems by developing
27 policies, procedures, and standards for the acquisition and use of telecommunication
28 equipment, systems, and services by units of State government;

29 (4) coordinate State government telecommunication systems and services by
30 reviewing requests by units of State government for telecommunication equipment,
31 systems, or services;

32 (5) advise units of State government about planning, acquisition, and
33 operation of telecommunication equipment, systems, or services; and

34 (6) provide radio frequency coordination for State and local governments in
35 accordance with regulations of the Federal Communications Commission.

36 (b) The Department may make arrangement for a user other than a unit of State
37 government to have access to and use of State telecommunication equipment, systems,
38 and services and shall charge the user any appropriate amount to cover the cost of

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1 installation, maintenance, and operation of the telecommunication equipment, system, or
2 service provided.

3 3-703.

4 (a) The provisions of this subtitle may not apply to a telecommunication system or
5 service that is owned or operated by a unit of the Legislative or Judicial Branch.

6 (b) The provisions of this subtitle may not preempt the authority of the University
7 of Maryland System or the Maryland Public Broadcasting Commission to own, operate, or
8 manage telecommunication systems, services, or equipment.

9 3-704.

10 Telecommunications, including those of the University of Maryland System and
11 Maryland Public Broadcasting System, shall be consistent with statewide information
12 technology policies and standards and the statewide information technology master plan.

13 Subtitle 8. Telecommunications Access of Maryland.

14 3-801.

15 (a) In this subtitle the following words have the meanings indicated.

16 (b) "Board" means the Governor's Advisory Board for Telecommunications
17 Relay.

18 (c) "Dual party telephone relay program" means a service whereby a person using
19 a telecommunications device for the deaf communicates with an intermediary party who
20 then verbally relays the first party's message to the third party, and vice versa.

21 (d) "Program" means the dual party telephone relay program.

22 (e) "Program participant" means a resident of the State, whether hearing or deaf,
23 who uses the relay system to facilitate communication in the manner described in
24 subsection (c) of this section.

25 (f) "Telephone company" includes any public service company that owns
26 telephone lines for the reception, transmission, or communication of messages by
27 telephone or teletype, or that leases or sells telephonic or teletype communication
28 equipment.

29 (g) "Telecommunications device for the deaf" or "TDD" means all types of
30 mechanical devices that enable disabled individuals to type phone messages through the
31 telephone network.

32 3-802.

33 There is a Governor's Advisory Board for Telecommunications Relay under the
34 Department [of General Services].

35 3-803.

36 The Department [of General Services] in consultation with the Board shall
37 establish and administer a program to provide cost-efficient, 24-hour, dual party

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1 telephone relay service to program participants at a comparable level of access and
2 quality that a standard telecommunication service provides to a person without a hearing
3 or speech disability.

4 3-804.

5 (a) The Board shall be composed of 12 individuals appointed by the Governor,
6 who shall designate the chairman, including:

7 (1) 5 representatives of the hearing impaired;

8 (2) 1 representative of the mobility impaired community who requires the
9 use of specialized customer premises equipment;

10 (3) 1 representative of the speech-impaired community who requires the
11 use of specialized customer premises equipment;

12 (4) 1 representative of the senior citizen community who requires the use of
13 specialized customer premises equipment;

14 (5) 1 representative of the deaf-blind community; and

15 (6) 3 representatives of government, 1 of whom is a representative of the
16 Public Service Commission.

17 (b) (1) The term of a member is 3 years.

18 (2) The terms of members are staggered as required by the terms provided
19 for members of the Board on July 1, 1988.

20 (3) At the end of a term, a member continues to serve until a successor is
21 appointed and qualifies.

22 (4) A member who is appointed after a term has begun serves only for the
23 rest of the term and until a successor is appointed and qualifies.

24 (5) The Governor may remove a member for incompetence or misconduct.

25 (c) The members of the Board shall serve without compensation, but shall be
26 reimbursed for all reasonable expenses incurred in the performance of their duties.

27 (d) By January 1 of each year, the Board shall file an annual report on its
28 activities to the General Assembly in accordance with § 2-1312 of the State Government
29 Article.

30 (e) The Board shall advise the Department [of General Services] with regard to
31 the program's:

32 (1) level of access to program participants; and

33 (2) quality of service.

34 3-805.

35 (a) The Department [of General Services] in consultation with the Board shall:

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1 (1) develop the program in collaboration with State programs currently
2 serving disabled individuals and with community agencies or other organizations that
3 have established relay programs;

4 (2) [commence the program by December 31, 1991 and fully implement it
5 throughout the State by July 1, 1992;] and

6 [(3)] maintain an information and referral service to provide information
7 about the availability of the relay service.

8 (b) The Department [of General Services] in consultation with the Board may:

9 (1) contract with a private vendor or nonprofit organization to provide the
10 information and referral service required under subsection (a)(3) of this section; and

11 (2) provide appropriate staff assistance from the Department [of General
12 Services] to assist the Board in carrying out its duties under this subtitle.

13 3-806.

14 The Department [of General Services] in consultation with the Board shall adopt
15 regulations to carry out the purposes of this subtitle.

16 3-807.

17 (a) The program shall be funded as provided in the State budget.

18 (b) There is a Universal Service Trust Fund created for the purpose of paying the
19 costs of maintaining and operating the program subject to the limitations and controls
20 provided in this subtitle. Moneys in the Universal Service Trust Fund shall be held in the
21 State Treasury.

22 (c) (1) The costs of the program shall be funded by revenues generated by a
23 surcharge to be paid by the subscribers to switched local exchange access service and by
24 other funds as the budget may provide.

25 (2) The surcharge may not exceed 45 cents per month and shall be applied
26 to all current bills rendered for switched local exchange access service in the State. The
27 surcharge is payable at the time the bills for telephone service are due.

28 (d) (1) The Secretary of the Department [of General Services] shall annually
29 certify to the Public Service Commission the costs of the program to be paid by the
30 Universal Service Trust Fund.

31 (2) The Public Service Commission shall determine the surcharge necessary
32 to fund the program and shall, on 60 days' notice, direct the affected telephone
33 companies to add the surcharge to all current bills rendered for switched local exchange
34 access service in the State.

35 (e) The affected telephone companies shall act as collection agents for the
36 Universal Service Trust Fund and shall remit all proceeds monthly to the Comptroller for
37 deposit to the Universal Service Trust Fund. The telephone companies shall be entitled to
38 credit against these proceeds an amount equal to 1 1/2 percent of these proceeds to cover
39 the expenses of billing, collecting, and remitting the surcharge and any additional charges.

1 (f) The Secretary [of General Services] shall administer the Universal Service
2 Trust Fund [subject to the provisions for financial management and budgeting
3 established by the Department of Budget and Fiscal Planning]. The income derived from
4 investment of money in the Fund shall accrue to the Fund.

5 (g) The Legislative Auditor shall conduct postaudits of a fiscal and compliance
6 nature of the Universal Service Trust Fund and of the expenditures made for purposes of
7 this subtitle. The cost of the fiscal portion of the postaudit examination shall be paid from
8 the Universal Service Trust Fund as an administrative cost.

9 Subtitle 9. Telecommunications Devices for Disabled Individuals.

10 3-901.

11 (a) In this subtitle the following words have the meanings indicated.

12 (b) "Board" means the Governor's Advisory Board for Telecommunications Relay
13 as defined under [§ 4-1004] § 3-804 of this article.

14 [(c) "Department" means the Department of General Services.]

15 [(d)] (C) "Program" means the program developed and administered by the
16 Department in consultation with the Board and the Governor's Office for
17 [Handicapped] Individuals WITH DISABILITIES to provide financial assistance for the
18 purchase of specialized customer premises equipment (SCPE) by eligible program
19 participants.

20 [(e)] (D) "Program participant" means a person who:

21 (1) is a resident of the State;

22 (2) is certified by a licensed professional as having a disability which
23 seriously limits or prohibits the use of the basic telephone network without specialized
24 customer premises equipment;

25 (3) is certified by a licensed professional as being able to use specialized
26 customer premises equipment for which application is made;

27 (4) meets the financial eligibility requirements established by the
28 Governor's Office for [Handicapped] Individuals WITH DISABILITIES; and

29 (5) at the time of application is not receiving similar services which are
30 available and can be provided in a timely manner through another program.

31 [(f)] (E) "Specialized customer premises equipment" or "equipment" means any
32 communications devices designed to assist program participants in using the basic
33 telephone network.

34 [(g)] (F) "System" means the method which the Department shall use to provide
35 financial assistance to eligible program participants for the purchase of the equipment.

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1 3-902.

2 (a) The Department [of General Services] in consultation with the Board and
3 the Governor's Office for [Handicapped] Individuals WITH DISABILITIES shall establish
4 and administer a program to assist eligible program participants to purchase specialized
5 customer premises equipment in accordance with the State budget.

6 (b) (1) In this subsection, "shopping mall" means a facility with a roofed-over
7 common pedestrian area housing more than five sales or rental establishments in which a
8 majority of the tenants have a main entrance from the common pedestrian area.

9 (2) This subsection applies to a shopping mall that:

10 (i) provides a total number of four or more public pay telephones at
11 the facility of which at least one is an interior public pay telephone located in the common
12 pedestrian area; and

13 (ii) is larger than 500,000 square feet.

14 (3) In accordance with the standards and regulations established by the
15 Department, the owner, operator, manager, or other person having control of a shopping
16 mall shall acquire and install at least one interior telecommunications device for the deaf
17 (TDD), also known as a text telephone (TT), to facilitate telecommunication by persons
18 in need of such devices.

19 3-903.

20 (a) The Department [of General Services], in consultation with the Board and
21 the Governor's Office for [Handicapped] Individuals WITH DISABILITIES shall:

22 (1) provide a system for eligible program participants to purchase
23 equipment, but no single eligible participant shall receive more than \$6,000;

24 (2) establish an information and referral service, including a toll free
25 number for both voice and TDD, to provide information about the availability of the
26 equipment;

27 (3) contract with private vendors or nonprofit organizations to provide the
28 information and referral service and other auxiliary services;

29 (4) as necessary, establish interagency agreements with other State agencies
30 which provide technical assistance for disabled individuals to prevent duplicative
31 programs; and

32 (5) appoint appropriate staff to assist the Board in carrying out its activities
33 under this subtitle.

34 (b) The Board and the Governor's Office for [Handicapped] Individuals WITH
35 DISABILITIES shall:

36 (1) assist the Department in the development of regulations;

37 (2) develop and implement educational outreach programs;

38 (3) review and monitor the program; and

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1 (4) advise the Department on unusual hardship cases.

2 3-904.

3 (a) The Department shall apply for financial assistance under P.L. 100-407, the
4 federal Technology-Related Assistance for Individuals with Disabilities Act of 1988.

5 (b) This subtitle may not be construed to establish an entitlement program.

6 3-905.

7 The Department in consultation with the Board and the Governor's Office for
8 [Handicapped] Individuals WITH DISABILITIES shall adopt regulations to carry out the
9 purposes of this subtitle.

10 [4-1102.

11 There is a Governor's Advisory Board for Telecommunications Relay under the
12 Department of General Services.]

13 **Article - State Personnel and Pensions**

14 1-101.

15 (g) "Department" means the Department of [Personnel] BUDGET AND
16 MANAGEMENT.

17 (l) [Except as provided in Title 8, Subtitle 1 of this article,] "Secretary" means
18 the Secretary of [Personnel] BUDGET AND MANAGEMENT.

19 1-201.

20 There is a State Personnel Management System, which is under the authority of the
21 Secretary of [Personnel] BUDGET AND MANAGEMENT.

22 Title 2. [Department of] Personnel MANAGEMENT.

23 **Article - State Government**

24 8-201.

25 (b) The principal departments of the Executive Branch of the State government
26 are:

27 (1) Agriculture;

28 (2) Budget and [Fiscal Planning] MANAGEMENT;

29 (3) Business and Economic Development;

30 (4) the Environment;

31 (5) General Services;

32 (6) Health and Mental Hygiene;

33 (7) Housing and Community Development;

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- 1 (8) Human Resources;
- 2 (9) Juvenile Justice;
- 3 (10) Labor, Licensing, and Regulation;
- 4 (11) Natural Resources;
- 5 (12) [Personnel];
- 6 (13)] Public Safety and Correctional Services;
- 7 [(14)] (13) State Police; and
- 8 [(15)] (14) Transportation.

9 SECTION 4. AND BE IT FURTHER ENACTED, That:

10 (a) As of June 30, 1996, and subject to the provisions of subsection(b) of this
11 section, the Department of Personnel is hereby abolished as an independent unit within
12 the Executive Branch, and that, as of July 1, 1996, the Department of Budget and
13 Management shall be the successor of the Department of Personnel.

14 (b) As of July 1, 1996, the positions of Secretary of Personnel and Deputy
15 Secretary of Personnel are abolished, and the Secretary of Budget and Management shall
16 be the successor of the Secretary of Personnel.

17 (c) In every law, executive order, rule, regulation, policy, or document created by
18 any official, employee, or unit of this State, the names and titles of those officials,
19 employees, or units mean the names and titles of the successor official, employee, or unit,
20 as provided in this Act.

21 SECTION 5. AND BE IT FURTHER ENACTED, That:

22 (a) All employees who are transferred to the Department of Budget and
23 Management from the Department of General Services and the Department of Personnel
24 subject to the implementation of this Act shall be so transferred without diminution of
25 their rights, benefits, or employment and retirement status.

26 (b) The provisions of Section 9-501(c) of the State Personnel and Pensions
27 Article apply to those employees whose positions are deleted from the Fiscal Year 1997
28 State budget and who are neither transferred to other State employment nor transferred
29 to the Department of Budget and Management.

30 SECTION 6. AND BE IT FURTHER ENACTED, That nothing in this Act
31 affects the term of office of a member of any department, board, commission, committee,
32 agency, or other unit until the reorganization required under this Act is accomplished on
33 July 1, 1996. A person who is a member of such a unit on the effective date of this Act
34 shall remain a member for the balance of the term to which appointed or until July 1,
35 1996, whichever occurs first, unless the member sooner dies, resigns, or is removed under
36 provisions of law.

37 SECTION 7. AND BE IT FURTHER ENACTED, That the continuity of every
38 department, board, commission, committee, agency, or other unit affected by this Act

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1 shall be retained until July 1, 1996. As of that date, except as otherwise provided by law,
2 all property of whatsoever kind, including all real and personal property, records, fixtures,
3 appropriations, credits, assets, liabilities, obligations, rights, and privileges, held by the
4 Department of Budget and Fiscal Planning, the telecommunications components of the
5 Department of General Services transferred by this Act, and the Department of
6 Personnel, or any of their units, as that property and those records, fixtures,
7 appropriations, credits, assets, liabilities, obligations, rights, and privileges may exist on
8 June 30, 1996, shall be and hereby are transferred to the Department of Budget and
9 Management.

10 SECTION 8. AND BE IT FURTHER ENACTED, That, except as otherwise
11 provided by law, all existing laws, rules and regulations, proposed rules and regulations,
12 standards and guidelines, policies, orders and other directives, permits and licenses,
13 applications for permits and licenses, forms, plans, memberships, contracts, property,
14 investigations, administrative and judicial responsibilities associated with, and all matters
15 pending before the Department of Budget and Fiscal Planning, the telecommunications
16 components of the Department of General Services transferred by this Act, and the
17 Department of Personnel, or any of their units, as of June 30, 1996, shall continue in
18 effect under the Department of Budget and Management, or a unit of the Department
19 until completed, withdrawn, canceled, modified, or otherwise changed pursuant to law.

20 SECTION 9. AND BE IT FURTHER ENACTED, That any transaction affected
21 by or flowing from any change of nomenclature or any statute amended, repealed, or
22 transferred, and validly entered into before July 1, 1996, and every right, duty, or interest
23 flowing from the statute remains valid after July 1, 1996, and may be terminated,
24 completed, consummated, or enforced as required or permitted by any statute amended,
25 repealed, or transferred by this Act as though the repeal, amendment, or transfer had not
26 occurred. If the change in nomenclature involves a change in name or designation of any
27 State agency, the successor agency shall be considered in all respects as having the powers
28 and obligations granted the former agency.

29 SECTION 10. AND BE IT FURTHER ENACTED, That any person licensed,
30 registered, permitted, or certified under any department, office, or unit abolished by this
31 Act is considered for all purposes to be licensed, registered, permitted, or certified for the
32 duration of the term for which the license, registration, permit, or certification was issued,
33 and may renew that authorization in accordance with the appropriate renewal provisions
34 provided by the successor agency. Any person who was originally licensed, registered,
35 permitted, or certified under a provision of law that has been repealed by this Act as
36 obsolete or inconsistent continues to meet the requirements to the same extent as if that
37 provision had not been repealed.

38 SECTION 11. AND BE IT FURTHER ENACTED, That, to the extent that all
39 contracts, agreements, grants, or other obligations entered into by the Department of
40 Budget and Fiscal Planning, the telecommunications components of the Department of
41 General Services transferred by this Act, and the Department of Personnel, or any of
42 their units, prior to July 1, 1996, are valid, legal, and binding, but which under the terms
43 of such obligations are to continue in effect after July 1, 1996, those obligations are
44 hereby declared to be valid, legal, and binding obligations of the Department of Budget
45 and Management, or of the appropriate unit of the Department of Budget and
46 Management, enforceable in accordance with their terms.

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1 SECTION 12. AND BE IT FURTHER ENACTED, That:

2 (a) Pursuant to the plan of reorganization that is proposed by this Act, the
3 publishers of the Annotated Code of Maryland, subject to the approval of the Maryland
4 Department of Legislative Reference, shall propose the correction of any agency names
5 and titles throughout the Annotated Code that are rendered incorrect by this Act.

6 (b) To the extent necessitated by this Act, the Department of Legislative
7 Reference, in conjunction with the publishers of the Annotated Code, shall revise the
8 Annotated Code of Maryland in order to conform the Code to the abolishment of the
9 Department of Personnel and its administrative reorganization and merger into the
10 Department of Budget and Management, and the transfer of the telecommunications
11 components from the Department of General Services to the Department of Budget and
12 Management as required under this Act, and this statutory revision shall be ratified by
13 passage of the Annual Corrective Bill of 1997.

14 SECTION 13. AND BE IT FURTHER ENACTED, That all laws or parts of laws,
15 public general or public local, or regulations, inconsistent with this Act, are repealed to
16 the extent of the inconsistency.

17 SECTION 14. AND BE IT FURTHER ENACTED, That if any provision of this
18 Act or the application thereof to any person or circumstance is held invalid for any reason
19 in a court of competent jurisdiction, the invalidity does not affect other provisions or any
20 other application of this Act which can be given effect without the invalid provision or
21 application, and for this purpose the provisions of this Act are declared severable.

22 SECTION 15. AND BE IT FURTHER ENACTED, That, except for Section 4 of
23 this Act, the provisions of this Act shall take effect July 1, 1996.