

(PRE-FILED)

By: Chairman, Economic and Environmental Affairs Committee (Departmental - Education)

Requested: September 24, 1996

Introduced and read first time: January 8, 1997

Assigned to: Economic and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: January 23, 1997

CHAPTER ____

1 AN ACT concerning

2 **Education - State Department of Education - Professional Assistants**

3 FOR the purpose of authorizing the appointment of two Deputy State Superintendents of
4 Schools; establishing that the Deputy State Superintendent designated by the State
5 Board is the acting State Superintendent under certain circumstances; and generally
6 relating to the organization and general authority of the State Department of
7 Education.

8 BY repealing and reenacting, with amendments,
9 Article - Education
10 Section 2-104
11 Annotated Code of Maryland
12 (1997 Replacement Volume)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article - Education**

16 2-104.

17 (a) The following professional assistants shall be appointed to the Department:

18 (1) [A] NO MORE THAN TWO Deputy State [Superintendent]
19 SUPERINTENDENTS of [schools] SCHOOLS;

20 (2) Any assistant State superintendents and directors authorized by the
21 State Board and provided in the State budget; and

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1 (3) Any other professional assistants and agents authorized by the State
2 Board and provided in the State budget.

3 (b) (1) From the nominees proposed by the State Superintendent, the State
4 Board shall appoint all professional assistants to the Department, who shall be in the
5 unclassified service of the State Personnel Management System.

6 (2) With the advice of the State Superintendent, the State Board shall set
7 the qualifications for each professional position.

8 (3) The State Superintendent may transfer professional assistants within the
9 Department as necessary.

10 (c) (1) All professional assistants, grade 31 and above, shall serve at the
11 pleasure of the State Board and the State Superintendent.

12 (2) All other professional assistants shall be removed in accordance with
13 procedures set by the State Board.

14 (d) (1) In addition to the other duties specified in this section, each professional
15 assistant to the Department has the duties assigned to him by the State Superintendent.

16 (2) The Deputy State Superintendent DESIGNATED BY THE STATE
17 SUPERINTENDENT OR BY THE STATE BOARD is the acting State Superintendent when
18 the State Superintendent is absent or disabled.

19 (3) Assistant State superintendents and directors have charge of the various
20 divisions of the Department.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 July 1, 1997.