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By: **Delegates G. Clagett and McIntosh**

Introduced and read first time: February 10, 2006

Assigned to: Environmental Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Port Administration - Executive Director - Authority to Remove**

3 FOR the purpose of repealing the authority of the Chairman of the Maryland Port  
4 Commission to remove the Executive Director of the Maryland Port  
5 Administration; authorizing the Commission to remove the Executive Director  
6 of the Administration by a certain vote; making a stylistic change; and generally  
7 relating to removal authority over the Executive Director of the Maryland Port  
8 Administration.

9 BY repealing and reenacting, without amendments,  
10 Article - Transportation  
11 Section 6-201(a)  
12 Annotated Code of Maryland  
13 (2001 Replacement Volume and 2005 Supplement)

14 BY repealing and reenacting, with amendments,  
15 Article - Transportation  
16 Section 6-201(b) and 6-201.1  
17 Annotated Code of Maryland  
18 (2001 Replacement Volume and 2005 Supplement)

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

21 **Article - Transportation**

22 6-201.

23 (a) There is a Maryland Port Commission.

24 (b) (1) The Commission shall:

25 [(1)] (I) Establish policies directed toward improving the competitive  
26 position of the ports of Maryland within the international port industry;

1            [(2)]    (II)    Adopt regulations for the operation of the Administration in a  
2 competitive manner within the port industry;

3            [(3)]    (III)    Exercise those powers granted to the Commission and to the  
4 [Maryland Port] Administration by this title or by any other provision of law;

5            [(4)]    (IV)    Unless otherwise directed by the Secretary, serve as the board  
6 of directors of any private operating company created under this title; and

7            [(5)]    (V)    In carrying out the provisions of this subtitle, seek information  
8 and advice from port labor and management groups.

9            (2)    THE COMMISSION MAY REMOVE THE EXECUTIVE DIRECTOR OF THE  
10 ADMINISTRATION BY A MAJORITY VOTE OF THE MEMBERS OF THE COMMISSION AS A  
11 WHOLE.

12 6-201.1.

13        (a)    All actions of the Commission which, in the judgment of the Chairman,  
14 impact upon the Transportation Trust Fund are subject to the approval of the  
15 Chairman.

16        (b)    The Chairman of the Commission shall:

17            (1)    Subject to the approval of the Governor, appoint the Executive  
18 Director of the Administration in accordance with § 15-501 of the State Government  
19 Article; and

20            (2)    Approve the Administration's budget before its submission to the  
21 General Assembly as part of the Governor's proposed budget.

22        (c)    The Chairman of the Commission [may:

23            (1)    Remove the Executive Director of the Administration; and

24            (2)    While], WHILE acting as Secretary of the Department, may provide  
25 the Commission and the Administration with the personnel of the Department that  
26 the Secretary considers necessary to carry out the provisions of this title.

27        SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
28 October 1, 2006.