

# HOUSE BILL 1526

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By: **Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)**

Introduced and read first time: March 9, 2009

Assigned to: Rules and Executive Nominations

Re-referred to: Economic Matters, March 16, 2009

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 30, 2009

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Workforce Development – Maryland Workforce Corporation**

3 FOR the purpose of establishing the Maryland Workforce Corporation; specifying the  
4 purpose, form, powers, and duties of the Corporation; prohibiting the  
5 Corporation from offering or providing certain training under certain  
6 circumstances; providing that a board of directors shall manage and carry out  
7 the corporate powers of the Corporation; specifying the composition,  
8 appointment, terms, powers, and duties of the board of directors; exempting the  
9 Corporation and the board of directors from certain laws; providing that certain  
10 laws apply to the Corporation and the board of directors; providing that the  
11 Attorney General is the legal adviser to the Corporation; exempting the  
12 Corporation from State and local taxes; requiring each board member to disclose  
13 certain information to the State Ethics Commission; providing for a president of  
14 the Corporation; providing for the term, salary, and duties of the president of  
15 the Corporation; authorizing the Secretary of Labor, Licensing, and Regulation  
16 to ~~advance money for the initial expenses of the Corporation; requiring the~~  
17 ~~Corporation to repay any money advanced to it under this Act~~ allocate funds to  
18 the Corporation for the expenses of the Corporation as provided for in the  
19 budget; requiring certain audits of and financial reports about the Corporation  
20 to be undertaken and submitted; providing that the debts and obligations of the  
21 Corporation are not the debts or a pledge of credit of the State or any unit of the  
22 State; requiring units of the State government and local governments to work  
23 with the Corporation; providing that the officials and employees of the  
24 Corporation are covered by the Maryland Tort Claims Act; providing for the

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 staggering of initial terms of the members of the board of directors of the  
2 Corporation; defining certain terms; making the provisions of this Act severable;  
3 and generally relating to the Maryland Workforce Corporation.

4 BY adding to  
5 Article – Labor and Employment  
6 Section 11–1001 through 11–1014 to be under the new subtitle “Subtitle 10.  
7 Maryland Workforce Corporation”  
8 Annotated Code of Maryland  
9 (2008 Replacement Volume)

10 BY repealing and reenacting, with amendments,  
11 Article – State Government  
12 Section 12–101(a)(2)  
13 Annotated Code of Maryland  
14 (2004 Replacement Volume and 2008 Supplement)

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

17 **Article – Labor and Employment**

18 **SUBTITLE 10. MARYLAND WORKFORCE CORPORATION.**

19 **11–1001.**

20 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS  
21 INDICATED.

22 (B) “BOARD” MEANS THE BOARD OF DIRECTORS OF THE  
23 CORPORATION.

24 (C) “CORPORATION” MEANS THE MARYLAND WORKFORCE  
25 CORPORATION.

26 **11–1002.**

27 (A) THERE IS A MARYLAND WORKFORCE CORPORATION.

28 (B) THE CORPORATION IS A BODY POLITIC AND CORPORATE AND IS AN  
29 INSTRUMENTALITY OF THE STATE.

30 (C) THE PURPOSE OF THE CORPORATION IS TO:

31 (1) WORK IN COORDINATION WITH THE DEPARTMENT AND OTHER  
32 STATE AGENCIES TO ESTABLISH A PLAN AND FRAMEWORK FOR INNOVATIVE,

1 DEMAND-DRIVEN PROGRAMS ACROSS THE STATE THAT WILL GIVE MARYLAND  
2 WORKERS THE OPPORTUNITY TO ACQUIRE AND DEVELOP THE EDUCATION AND  
3 SKILLS NEEDED TO PARTICIPATE FULLY IN THE WORKFORCE;

4 (2) SOLICIT, ACQUIRE, AND COORDINATE PRIVATE AND PUBLIC  
5 FUNDING TO ASSURE A RELIABLE FUNDING STREAM FOR THE PROGRAMS  
6 DEVELOPED UNDER THIS SUBTITLE;

7 (3) OBTAIN RESOURCES FOR THE STATEWIDE WORKFORCE  
8 PROGRAMS DEVELOPED UNDER THIS SUBTITLE FROM PRIVATE AND PUBLIC  
9 SOURCES INCLUDING:

10 (I) LOCAL WORKFORCE INVESTMENT BOARDS;

11 (II) COMMUNITY COLLEGES;

12 (III) ADULT LEARNING PROGRAMS;

13 (IV) CORRECTIONAL EDUCATION AND VOCATIONAL  
14 PROGRAMS;

15 (V) THE DEPARTMENT OF HUMAN RESOURCES;

16 (VI) THE DEPARTMENT OF BUSINESS AND ECONOMIC  
17 DEVELOPMENT;

18 (VII) THE HIGHER EDUCATION COMMISSION; AND

19 (VIII) THE DEPARTMENT;

20 ~~(3)~~ (4) ~~CONDUCT~~ ADMINISTER THE PROGRAMS DEVELOPED  
21 UNDER THIS SUBTITLE IN ACCORDANCE WITH THE PLAN DEVELOPED UNDER  
22 ITEM (1) OF THIS SUBSECTION;

23 ~~(4)~~ (5) PROVIDE GRANTS, FUNDING, AND OTHER ASSISTANCE  
24 TO SUPPORT THE PROGRAMS DEVELOPED UNDER THIS SUBTITLE;

25 (6) CONTRACT WITH TRAINING PROVIDERS TO CONDUCT  
26 EDUCATION AND SKILLS TRAINING PROGRAMS;

27 ~~(5)~~ (7) ACT AS A RESEARCH AND DEVELOPMENT RESOURCE IN  
28 FINDING SOLUTIONS FOR NEW AND EMERGING WORKFORCE ISSUES; AND

29 ~~(6)~~ (8) EVALUATE THE EFFECTIVENESS OF THE PROGRAMS  
30 DEVELOPED UNDER THIS SUBTITLE.

1 **11-1003.**

2 (A) (1) **THERE IS A BOARD OF DIRECTORS OF THE CORPORATION.**

3 (2) **THE BOARD SHALL MANAGE THE CORPORATION AND**  
4 **EXERCISE ITS CORPORATE POWERS.**

5 (3) **THE BOARD SHALL MEET AT LEAST FOUR TIMES A YEAR.**

6 (B) **THE BOARD CONSISTS OF THE FOLLOWING MEMBERS:**

7 (1) **AS EX OFFICIO MEMBERS:**

8 (I) **THE SECRETARY;**

9 (II) **THE SECRETARY OF BUSINESS AND ECONOMIC**  
10 **DEVELOPMENT;**

11 (III) **THE SECRETARY OF HIGHER EDUCATION;**

12 (IV) **THE SECRETARY OF HUMAN RESOURCES;**

13 (V) **THE SECRETARY OF JUVENILE SERVICES;**

14 (VI) **THE CHANCELLOR OF THE UNIVERSITY SYSTEM OF**  
15 **MARYLAND;**

16 (VII) **THE STATE SUPERINTENDENT OF SCHOOLS;**

17 ~~(v)~~ (VIII) **THE EXECUTIVE DIRECTOR OF THE MARYLAND**  
18 **ASSOCIATION OF COMMUNITY COLLEGES; AND**

19 ~~(vi)~~ (IX) **THE CHAIR OF THE GOVERNOR'S WORKFORCE**  
20 **INVESTMENT BOARD; AND**

21 (2) ~~ELEVEN~~ **FOURTEEN** **INDIVIDUALS APPOINTED BY THE**  
22 **GOVERNOR WITH THE ADVICE AND CONSENT OF THE SENATE WHO HAVE**  
23 **KNOWLEDGE AND EXPERIENCE IN BUSINESS AND INDUSTRY, SKILLS TRAINING,**  
24 **EDUCATION, INCLUDING ADULT BASIC EDUCATION, LABOR ORGANIZATIONS,**  
25 **AND MINORITY EMPLOYMENT.**

26 (C) (1) **IN APPOINTING BOARD MEMBERS UNDER SUBSECTION (B)(2)**  
27 **OF THIS SECTION, THE GOVERNOR SHALL CONSIDER ALL OF THE GEOGRAPHIC**  
28 **REGIONS OF THE STATE.**

1           (2)    **A BOARD MEMBER MUST BE A RESIDENT OF THE STATE.**

2           (3)    **A BOARD MEMBER:**

3                    (I)    **SERVES WITHOUT COMPENSATION; BUT**

4                            (II) **IS ENTITLED TO REIMBURSEMENT FOR EXPENSES**  
5 **UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE**  
6 **STATE BUDGET.**

7           (4)    **THE GOVERNOR MAY REMOVE A BOARD MEMBER FOR**  
8 **INCOMPETENCE, MISCONDUCT, OR FAILURE TO PERFORM THE DUTIES OF THE**  
9 **POSITION.**

10           (D)   **THE GOVERNOR SHALL DESIGNATE A MEMBER OF THE BOARD AS**  
11 **ITS CHAIR.**

12           (E)    (1)   **THE TERM OF A BOARD MEMBER APPOINTED UNDER**  
13 **SUBSECTION (B)(2) OF THIS SECTION IS 4 YEARS.**

14                    (2)   **THE TERMS ARE STAGGERED AS REQUIRED BY THE TERMS**  
15 **PROVIDED FOR THE MEMBERS ON JULY 1, 2009.**

16                    (3)   **AT THE END OF A TERM, AN APPOINTED MEMBER CONTINUES**  
17 **TO SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.**

18                    (4)   **A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN**  
19 **SERVES ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS**  
20 **APPOINTED AND QUALIFIES.**

21           (F)    (1)   **EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**  
22 **SUBSECTION, A MEMBER MAY BE REAPPOINTED.**

23                    (2)   **A MEMBER WHO HAS SERVED TWO CONSECUTIVE 4-YEAR**  
24 **TERMS MAY NOT BE REAPPOINTED UNTIL AT LEAST 1 YEAR HAS ELAPSED AFTER**  
25 **THE END OF THE PREVIOUS TERM.**

26                    (3)   **A MEMBER WHO HAS SERVED LESS THAN A FULL 4-YEAR**  
27 **TERM MAY BE REAPPOINTED TO TWO FULL TERMS.**

28           ~~(G)    (1)    **NINE MEMBERS OF THE BOARD SHALL CONSTITUTE A**~~  
29 ~~**QUORUM.**~~

1           ~~(2) THE AFFIRMATIVE VOTE OF NINE MEMBERS SHALL BE~~  
2 ~~NECESSARY FOR ANY ACTION TO BE TAKEN BY THE BOARD.~~

3           ~~(H)~~ (G) EACH MEMBER OF THE BOARD APPOINTED UNDER  
4 SUBSECTION (B)(2) OF THIS SECTION SHALL DISCLOSE TO THE STATE ETHICS  
5 COMMISSION WHETHER THE MEMBER IS EMPLOYED BY OR HAS A FINANCIAL  
6 INTEREST IN AN ENTITY THAT MAY APPLY TO THE CORPORATION FOR FUNDING  
7 TO PROVIDE WORKFORCE EDUCATION AND SKILLS TRAINING.

8   **11-1004.**

9           (A) (1) THE BOARD SHALL APPOINT A PRESIDENT WITH EXPERIENCE  
10 AND QUALIFICATIONS RELEVANT TO THE ACTIVITIES AND PURPOSES OF THE  
11 CORPORATION.

12                   (2) THE PRESIDENT SERVES AT THE PLEASURE OF THE BOARD.

13                   (3) THE BOARD SHALL DETERMINE THE SALARY OF THE  
14 PRESIDENT.

15           (B) (1) THE PRESIDENT IS THE CHIEF ADMINISTRATIVE OFFICER OF  
16 THE CORPORATION.

17                   (2) THE PRESIDENT SHALL MANAGE THE ADMINISTRATIVE  
18 AFFAIRS AND TECHNICAL ACTIVITIES OF THE CORPORATION IN ACCORDANCE  
19 WITH POLICIES AND PROCEDURES THAT THE BOARD ESTABLISHES.

20           (C) THE PRESIDENT, OR THE PRESIDENT'S DESIGNEE, SHALL:

21                   (1) ATTEND ALL MEETINGS OF THE BOARD;

22                   (2) ACT AS SECRETARY OF THE BOARD;

23                   (3) KEEP MINUTES OF ALL PROCEEDINGS OF THE BOARD;

24                   (4) APPROVE ALL SALARIES, PER DIEM PAYMENTS, AND  
25 ALLOWABLE EXPENSES OF THE CORPORATION, ITS EMPLOYEES, AND ITS  
26 CONSULTANTS;

27                   (5) APPROVE ANY EXPENSES INCIDENTAL TO THE OPERATION OF  
28 THE CORPORATION; AND

29                   (6) PERFORM THE OTHER DUTIES THAT THE BOARD DIRECTS IN  
30 CARRYING OUT THIS SUBTITLE.

1 **11-1005.**

2 (A) THE CORPORATION SHALL EMPLOY ANY ADDITIONAL  
3 PROFESSIONAL AND CLERICAL STAFF AS NECESSARY TO CARRY OUT THIS  
4 SUBTITLE.

5 (B) THE CORPORATION MAY RETAIN CONSULTANTS, AGENTS, AND  
6 ADVISERS AS NECESSARY.

7 (C) (1) THE ATTORNEY GENERAL IS THE LEGAL ADVISER TO THE  
8 CORPORATION.

9 (2) WITH THE APPROVAL OF THE ATTORNEY GENERAL, THE  
10 CORPORATION MAY RETAIN ANY NECESSARY LAWYERS.

11 **11-1006.**

12 (A) (1) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, IN  
13 EXERCISING ITS POWERS, THE CORPORATION:

14 (I) MAY CARRY OUT ITS CORPORATE PURPOSES WITHOUT  
15 THE CONSENT OF ANY STATE UNIT; AND

16 (II) IS NOT SUBJECT TO THE FOLLOWING PROVISIONS OF  
17 THE STATE FINANCE AND PROCUREMENT ARTICLE:

18 1. TITLE 2, SUBTITLE 2 (GIFTS AND GRANTS);

19 2. TITLE 3 (BUDGET AND MANAGEMENT);

20 3. TITLE 3A (DEPARTMENT OF INFORMATION  
21 TECHNOLOGY);

22 4. TITLE 4 (DEPARTMENT OF GENERAL SERVICES);

23 5. TITLE 6, SUBTITLE 1 (STUDIES AND ESTIMATES);

24 6. TITLE 7, SUBTITLE 1 (STATE OPERATING  
25 BUDGET), SUBTITLE 2 (DISBURSEMENTS AND EXPENDITURES), AND SUBTITLE  
26 3 (UNSPENT BALANCES); AND

27 7. DIVISION II (GENERAL PROCUREMENT LAW).

28 (2) THE CORPORATION IS SUBJECT TO THE PUBLIC  
29 INFORMATION ACT AND THE OPEN MEETINGS ACT.

1                   ~~(3) THE CORPORATION IS EXEMPT FROM THE OPEN MEETINGS~~  
2 ~~ACT.~~

3           (B) (1) THE BOARD AND THE OFFICERS AND EMPLOYEES OF THE  
4 CORPORATION ARE SUBJECT TO THE PUBLIC ETHICS LAW.

5           (2) THE OFFICERS AND EMPLOYEES OF THE CORPORATION ARE  
6 NOT SUBJECT TO:

7                   (I) DIVISION II OF THE STATE PERSONNEL AND PENSIONS  
8 ARTICLE; OR

9                   (II) THE PROVISIONS OF DIVISION I OF THE STATE  
10 PERSONNEL AND PENSIONS ARTICLE THAT GOVERN THE STATE PERSONNEL  
11 MANAGEMENT SYSTEM.

12           (C) THE CORPORATION, ITS OFFICERS, AND ITS EMPLOYEES ARE  
13 SUBJECT TO TITLE 12, SUBTITLE 4 OF THE STATE FINANCE AND  
14 PROCUREMENT ARTICLE.

15           (D) THE CORPORATION IS EXEMPT FROM STATE AND LOCAL TAXES.  
16 11-1007.

17           (A) THE CORPORATION SHALL ESTABLISH A SYSTEM OF FINANCIAL  
18 ACCOUNTING, CONTROLS, AUDITS, AND REPORTS.

19           (B) THE FISCAL YEAR OF THE CORPORATION BEGINS ON JULY 1 AND  
20 ENDS ON THE FOLLOWING JUNE 30.

21 11-1008.

22           (A) THE EXERCISE BY THE CORPORATION OF THE POWERS CONFERRED  
23 BY THIS SUBTITLE IS THE PERFORMANCE OF AN ESSENTIAL PUBLIC FUNCTION.

24           (B) THE CORPORATION MAY:

25                   (1) ADOPT BYLAWS;

26                   (2) ADOPT A SEAL;

27                   (3) MAINTAIN OFFICES AT A PLACE IN THE STATE THAT THE  
28 CORPORATION DESIGNATES;



1 (4) APPLY FOR AND ACCEPT LOANS, GRANTS, OR ASSISTANCE IN  
2 ANY FORM FROM FEDERAL, STATE, OR LOCAL GOVERNMENTS, COLLEGES OR  
3 UNIVERSITIES, OR FOUNDATIONS OR OTHER PRIVATE SOURCES TO SUPPORT  
4 WORKFORCE EDUCATION AND SKILLS TRAINING PROGRAMS;

5 (5) ~~CONDUCT~~ ADMINISTER PROGRAMS THAT FURTHER THE  
6 GOALS AND OBJECTIVES OF THE CORPORATION;

7 (6) PROVIDE GRANTS, FUNDING, AND OTHER ASSISTANCE TO  
8 STATE AND LOCAL AGENCIES, COLLEGES AND UNIVERSITIES, EMPLOYERS,  
9 ADMINISTRATORS OF LABOR/MANAGEMENT TRAINING AND UPGRADING FUNDS,  
10 AND NONPROFIT ORGANIZATIONS FOR ~~WORKFORCE~~ EDUCATION AND SKILLS  
11 TRAINING PROGRAMS;

12 (7) CONTRACT WITH TRAINING PROVIDERS TO CONDUCT  
13 EDUCATION AND SKILLS TRAINING PROGRAMS;

14 (8) ASSIST TRAINING PROVIDERS BY COORDINATING FUNDING  
15 FOR TRAINING PROGRAMS;

16 ~~(7)~~ (9) MAKE, EXECUTE, AND ENTER INTO ANY CONTRACTS OR  
17 LEGAL INSTRUMENTS;

18 ~~(8)~~ (10) SUE OR BE SUED;

19 (11) SEEK TAX EXEMPT STATUS FROM THE INTERNAL REVENUE  
20 SERVICE;

21 ~~(9)~~ (12) EXERCISE A POWER USUALLY POSSESSED BY A PRIVATE  
22 CORPORATION IN PERFORMING SIMILAR FUNCTIONS UNLESS TO DO SO WOULD  
23 CONFLICT WITH THE LAWS OF THE STATE; AND

24 ~~(10)~~ (13) DO ANYTHING NECESSARY OR CONVENIENT TO CARRY  
25 OUT THE POWERS GRANTED BY THIS SUBTITLE.

26 (C) THE CORPORATION MAY NOT OFFER OR PROVIDE  
27 EDUCATIONAL OR SKILLS TRAINING UNLESS THE CORPORATION DETERMINES  
28 THAT THERE ARE NO OTHER TRAINING PROVIDERS AVAILABLE.

29 11-1009.

30 THE SECRETARY MAY ALLOCATE FUNDS TO THE CORPORATION FOR ITS  
31 EXPENSES, AS PROVIDED FOR IN THE STATE BUDGET.

1       ~~(A) THE SECRETARY MAY LOAN FUNDS TO THE CORPORATION FOR ITS~~  
2 ~~INITIAL EXPENSES AS PROVIDED IN THE STATE BUDGET.~~

3       ~~(B) THE LOAN SHALL BE REPAID OUT OF THE FIRST MONEY AVAILABLE~~  
4 ~~TO THE CORPORATION.~~

5       ~~(C) THE REPAYMENT SHALL BE MADE AT A MUTUALLY AGREED ON~~  
6 ~~RATE OF INTEREST.~~

7       **11-1010.**

8       (A) (1) AS SOON AS PRACTICABLE AFTER THE CLOSE OF THE FISCAL  
9 YEAR, AN INDEPENDENT CERTIFIED PUBLIC ACCOUNTANT SHALL AUDIT THE  
10 FINANCIAL BOOKS, RECORDS, AND ACCOUNTS OF THE CORPORATION.

11       (2) THE CORPORATION SHALL SELECT AN ACCOUNTANT TO  
12 CONDUCT THE AUDIT WHO:

13               (I) IS LICENSED TO PRACTICE CERTIFIED PUBLIC  
14 ACCOUNTANCY IN THE STATE;

15               (II) IS EXPERIENCED AND QUALIFIED IN THE ACCOUNTING  
16 AND AUDITING OF PUBLIC ENTITIES; AND

17               (III) DOES NOT HAVE A DIRECT OR INDIRECT PERSONAL  
18 INTEREST IN THE FISCAL AFFAIRS OF THE CORPORATION.

19       (3) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS  
20 PARAGRAPH, ON OR BEFORE NOVEMBER 1 AFTER EACH FISCAL YEAR, THE  
21 ACCOUNTANT SHALL REPORT THE RESULTS OF THE AUDIT, INCLUDING THE  
22 ACCOUNTANT'S OPINION, MADE WITHOUT RESERVATION, OF THE  
23 PRESENTATION OF THE FINANCIAL POSITION OF THE FUNDS OF THE  
24 CORPORATION, AND THE RESULTS OF THE FINANCIAL OPERATIONS OF THE  
25 CORPORATION.

26               (II) IF THE ACCOUNTANT CANNOT EXPRESS AN OPINION  
27 WITHOUT RESERVATION, THE ACCOUNTANT SHALL EXPLAIN IN DETAIL THE  
28 REASONS FOR THE QUALIFICATIONS AND DISCLAIMERS, INCLUDING  
29 RECOMMENDATIONS FOR CHANGES THAT COULD MAKE FUTURE OPINIONS  
30 WITHOUT RESERVATION POSSIBLE.

31       (B) THE STATE MAY AUDIT THE BOOKS, RECORDS, AND ACCOUNTS OF  
32 THE CORPORATION.

33       **11-1011.**

1 (A) WITHIN 90 DAYS AFTER THE START OF EACH FISCAL YEAR, THE  
2 CORPORATION SHALL REPORT ON ITS STATUS TO THE GOVERNOR AND,  
3 SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL  
4 ASSEMBLY.

5 (B) THE REPORT SHALL STATE THE COMPLETE OPERATING AND  
6 FINANCIAL STATEMENT COVERING THE CORPORATION'S OPERATIONS AND  
7 SUMMARIZE THE CORPORATION'S ACTIVITIES DURING THE PRECEDING FISCAL  
8 YEAR.

9 **11-1012.**

10 (A) EACH UNIT IN THE EXECUTIVE BRANCH OF STATE GOVERNMENT  
11 AND EACH INSTITUTION OF HIGHER EDUCATION IN THE STATE MAY WORK WITH  
12 THE CORPORATION ON MATTERS RELATING TO THE UNIT.

13 (B) EACH COUNTY, MUNICIPAL CORPORATION, AND LOCAL WORKFORCE  
14 INVESTMENT BOARD IN THE STATE MAY WORK WITH THE CORPORATION ON  
15 MATTERS RELATING TO THE POLITICAL SUBDIVISION OR ENTITY.

16 **11-1013.**

17 (A) ALL DEBTS, CLAIMS, OBLIGATIONS, AND LIABILITIES OF THE  
18 CORPORATION, WHENEVER INCURRED, SHALL BE THE DEBTS, CLAIMS,  
19 OBLIGATIONS, AND LIABILITIES OF THE CORPORATION ONLY AND NOT OF THE  
20 STATE, UNITS OF STATE GOVERNMENT, OTHER STATE INSTRUMENTALITIES, OR  
21 STATE OFFICERS OR EMPLOYEES.

22 (B) THE DEBTS, CLAIMS, OBLIGATIONS, AND LIABILITIES OF THE  
23 CORPORATION MAY NOT BE CONSIDERED A DEBT OF THE STATE OR A PLEDGE  
24 OF THE CREDIT OF THE STATE.

25 **11-1014.**

26 THIS SUBTITLE SHALL BE LIBERALLY CONSTRUED TO CARRY OUT ITS  
27 PURPOSES.

28 **Article - State Government**

29 **12-101.**

30 (a) In this subtitle, unless the context clearly requires otherwise, "State  
31 personnel" means:

- 1 (2) an employee or official of the:
- 2 (i) Maryland Transportation Authority;
- 3 (ii) Injured Workers' Insurance Fund;
- 4 (iii) Maryland Stadium Authority;
- 5 (iv) Maryland Environmental Service;
- 6 (v) overseas programs of the University College of the  
7 University System of Maryland;
- 8 (vi) Maryland Economic Development Corporation;
- 9 (vii) Maryland Technology Development Corporation;
- 10 (viii) Maryland African American Museum Corporation;
- 11 (ix) Maryland Automobile Insurance Fund;
- 12 (x) Maryland Health and Higher Educational Facilities  
13 Authority; [and]
- 14 (xi) Maryland Agricultural and Resource-Based Industry  
15 Development Corporation; **AND**

16 **(XII) MARYLAND WORKFORCE CORPORATION;**

17 SECTION 2. AND BE IT FURTHER ENACTED, That the initial terms of the  
18 members of the board of directors of the Maryland Workforce Corporation appointed  
19 under § 11-1003(b)(2) of the Labor and Employment Article, as enacted by Section 1 of  
20 this Act, expire as follows:

- 21 (1) ~~three~~ four members in 2013;
- 22 (2) ~~three~~ four members in 2012;
- 23 (3) three members in 2011; and
- 24 (4) ~~two~~ three members in 2010.

25 SECTION 3. AND BE IT FURTHER ENACTED, That if any provision of this  
26 Act or the application thereof to any person or circumstance is held invalid for any  
27 reason in a court of competent jurisdiction, the invalidity does not affect other  
28 provisions or any other application of this Act which can be given effect without the

1 invalid provision or application, and for this purpose the provisions of this Act are  
2 declared severable.

3 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect  
4 July 1, 2009.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.