

THE POWER OF THE SECRETARY TO TRANSFER BY RULE, REGULATION, OR WRITTEN DIRECTIVE, ANY STAFF, FUNCTIONS, OR FUNDS OF UNITS IN THE DEPARTMENT DOES NOT APPLY TO ANY STAFF, FUNCTION, OR FUNDS OF THE STATE AGENCY OR COUNCIL.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 41, § 206(i) and the third sentence of (f).

This section is rephrased to exclude the State agency and Council from the general powers of the Secretary under § 2-104(f) and (h) of this article. Similar sections that limit the power of the Secretary over units in the Department appear elsewhere in this article. See also the General Revisor's Note to this article.

Former Article 41, § 59L(d), which excluded decisions of the Council from the jurisdiction of the Secretary, is deleted as unnecessary in light of subsection (a) of this section. Cf., § 19-117 of this subtitle, as to the State agency.

Defined terms: "Council" § 19-101
 "Department" § 1-101 "State agency" § 19-101
 "Includes"/"including" § 1-101
 "Secretary" § 1-101

19-108. DUTY OF GOVERNOR.

IN ADDITION TO THE DUTIES SET FORTH ELSEWHERE IN PART I OF THIS SUBTITLE OR IN THE FEDERAL ACT, THE GOVERNOR SHALL DIRECT, AS NECESSARY, A STATE OFFICER OR AGENCY TO COOPERATE WITH THE STATE AGENCY OR THE COUNCIL IN CARRYING OUT ITS FUNCTIONS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 41, § 59G(3) and (4).

Defined terms: "Council" § 19-101
 "Federal Act" § 19-101 "State agency" § 19-101

19-109. DESIGNATION OF HEALTH SERVICE AREAS; CONSULTATION ON HEALTH SYSTEMS AGENCIES.

THE GOVERNOR SHALL:

(1) DESIGNATE THE HEALTH SERVICE AREAS IN THIS STATE IN ACCORDANCE WITH THE FEDERAL ACT; AND

(2) CONSULT WITH THE UNITED STATES SECRETARY OF HEALTH AND HUMAN SERVICES ON THE SECRETARY'S DESIGNATION OF HEALTH SYSTEMS AGENCIES FOR THOSE HEALTH SERVICE AREAS.