

file with the Comptroller of the Treasury his schedule of allotments, if any. The Comptroller shall not authorize any expenditure or obligation in excess of the allotment made and any expenditure so made shall be illegal.

(b) To allot all or any portion of funds coming into the hands of any department, board, commission, officer, school and institution of the State, from sources not estimated or calculated upon in the budget.

(c) To fix the number and classes of positions, including temporary and permanent positions, or man years of authorized employment for each agency, unit, or program thereof, not inconsistent with the Public General Laws in regard to classification of positions. He shall make his determinations before the beginning of the fiscal year and shall base them on the positions or man years of employment authorized in the budget as amended by approved budgetary position actions. No payment for salaries or wages nor any request for or certification of personnel shall be made except in accordance with the Secretary's determinations. At any time during the fiscal year the Secretary may amend the number and classes of positions or man years of employment previously fixed by him; the Secretary may delegate all or part of this authority. The governing boards of public institutions of higher education shall have the authority to transfer positions between programs and campuses under each institutional board's jurisdiction without the approval of the Secretary, as provided in Section 11-202 of the Education Article.

(d) To prescribe procedures and forms for carrying out the above provisions.

SECTION 3. AND BE IT FURTHER ENACTED, That it is the intention of the General Assembly to include herein a listing of unclassified flat rate and/or per diem positions by agency, job classification, the number in each job classification and subject to modifications and restrictions provided for in the Annual Salary Review and the authorization and restrictions provided in Program 26.01.07.01 - Salary Adjustments and in the salary adjustments proposed pursuant to the authorizations in various programs in the legislative appropriations 21.xx.xx.xx, the amount proposed for each classification in accordance with Section 7-109 of the State Finance and Procurement Article of the Annotated Code of Maryland. The President and the Speaker may make adjustments to positions contained in the legislative portion of this Section that are impacted by changes in the Annual Salary Review in the executive agencies. The Chief Judge of the Court of Appeals may make adjustments to positions contained in the judiciary portion of this Section (other than judges) that are impacted by changes in the Annual Salary Review in the executive agencies.