

# SENATE BILL 818

P4

(6lr3532)

## ENROLLED BILL

— Finance/Appropriations —

Introduced by **Senator Peters**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
President.

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

1 AN ACT concerning

#### 2 **State Personnel – Individuals With Disabilities – Hiring Preferences**

3 FOR the purpose of requiring an appointing authority to apply a certain credit on a  
4 selection test for certain positions in the State Personnel Management System for  
5 an individual with a certain disability; requiring ~~a certain appointing authorities for~~  
6 ~~certain positions in the Judicial, Legislative, and Executive branches~~ authority for a  
7 certain position in the Executive Branch of State government to develop a hiring  
8 preference for an individual with a certain disability that is equivalent to a certain  
9 credit applied on a certain selection test; repealing a requirement that a certain  
10 appointing authority apply a certain credit on a selection test for an eligible veteran  
11 with a service connected disability; and generally relating to hiring preferences for  
12 individuals with disabilities.

13 BY adding to

14 Article – State Personnel and Pensions

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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.

*Italics indicate opposite chamber/conference committee amendments.*



1 Section ~~2-310~~ 2-204 and 7-207(g)  
 2 Annotated Code of Maryland  
 3 (2015 Replacement Volume)

4 BY repealing and reenacting, without amendments,  
 5 Article – State Personnel and Pensions  
 6 Section 7-207(a)  
 7 Annotated Code of Maryland  
 8 (2015 Replacement Volume)

9 BY repealing and reenacting, with amendments,  
 10 Article – State Personnel and Pensions  
 11 Section 7-207(c)(2)(ii)  
 12 Annotated Code of Maryland  
 13 (2015 Replacement Volume)

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

16 **Article – State Personnel and Pensions**

17 ~~**2-310.**~~ **2-204.**

18 (A) THIS SECTION APPLIES TO ~~APPOINTING AUTHORITIES FOR POSITIONS~~  
 19 ~~IN THE JUDICIAL, LEGISLATIVE, AND EXECUTIVE BRANCHES~~ AN APPOINTING  
 20 AUTHORITY FOR A POSITION IN THE EXECUTIVE BRANCH OF STATE GOVERNMENT,  
 21 EXCEPT A POSITION IN THE STATE PERSONNEL MANAGEMENT SYSTEM.

22 (B) AN APPOINTING AUTHORITY SUBJECT TO THIS SECTION SHALL  
 23 DEVELOP A HIRING PREFERENCE FOR ~~INDIVIDUALS WITH DISABILITIES, AS~~  
 24 ~~DEFINED BY THE FEDERAL AMERICANS WITH DISABILITIES ACT~~ INDIVIDUALS WHO  
 25 HAVE INTELLECTUAL OR DEVELOPMENTAL DISABILITIES, SEVERE PHYSICAL  
 26 DISABILITIES, OR PSYCHIATRIC DISABILITIES THAT SUBSTANTIALLY LIMIT ONE OR  
 27 MORE OF AN INDIVIDUAL'S MAJOR LIFE ACTIVITIES WITH DISABILITIES, AS DEFINED  
 28 BY THE FEDERAL AMERICANS WITH DISABILITIES ACT, THAT IS EQUIVALENT TO THE  
 29 CREDIT APPLIED ON A SELECTION TEST UNDER § 7-207(G) OF THIS ARTICLE.

30 7-207.

31 (a) A credit under this section shall be applied to an applicant's score on any  
 32 selection test administered to establish placement on a list of eligible candidates for which  
 33 the applicant otherwise is qualified and has at least the minimum passing score on a  
 34 selection test.

35 (c) (2) (ii) An appointing authority shall apply a credit of two additional  
 36 points on any selection test for[:

1                   1.     an eligible veteran who has a service connected disability;  
2 or

3                   2.]    a former prisoner of war.

4           (G)    AN APPOINTING AUTHORITY SHALL APPLY A CREDIT OF FIVE POINTS ON  
5 A SELECTION TEST FOR AN INDIVIDUAL ~~WITH A DISABILITY, AS DEFINED BY THE~~  
6 ~~FEDERAL AMERICANS WITH DISABILITIES ACT WHO HAS AN INTELLECTUAL OR~~  
7 ~~DEVELOPMENTAL DISABILITY, A SEVERE PHYSICAL DISABILITY, OR A PSYCHIATRIC~~  
8 ~~DISABILITY THAT SUBSTANTIALLY LIMITS ONE OR MORE OF AN INDIVIDUAL'S MAJOR~~  
9 ~~LIFE ACTIVITIES WITH A DISABILITY, AS DEFINED BY THE FEDERAL AMERICANS WITH~~  
10 DISABILITIES ACT.

11           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 October 1, 2016.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.