

SENATE BILL 192

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P4

1999 Regular Session
9r1256

By: **Senator Mitchell**

Introduced and read first time: February 1, 1999

Assigned to: Finance

Reassigned: Finance and Budget and Taxation, February 2, 1999

A BILL ENTITLED

1 AN ACT concerning

2 **State Personnel - Contractual Employees - Transfers to Budgeted Positions**

3 FOR the purpose of providing that if a contractual employee has been employed in a
4 contractual position for a continuous period of 18 months, the contractual
5 position shall be replaced by a budgeted position and the contractual employee
6 shall be allowed to transfer to the budgeted position.

7 BY repealing and reenacting, with amendments,
8 Article - State Personnel and Pensions
9 Section 13-302
10 Annotated Code of Maryland
11 (1997 Replacement Volume and 1998 Supplement)

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

14 **Article - State Personnel and Pensions**

15 13-302.

16 (A) [If] SUBJECT TO SUBSECTION (B) OF THIS SECTION, IF a contractual
17 position is replaced by a budgeted position, a contractual employee in the contractual
18 position may transfer to the budgeted position, if:

19 (1) the employee meets the minimum qualifications for the budgeted
20 position and has at least 6 continuous months of satisfactory service as of the date on
21 which the replacement occurs;

22 (2) there is a continuing need for the function to be performed;

23 (3) the agency can document a competitive hiring process; and

24 (4) the budgeted position replacing the contractual position was not
25 available at the time the contractual employee was hired.

1 (B) IF A CONTRACTUAL EMPLOYEE HAS BEEN EMPLOYED IN A CONTRACTUAL
2 POSITION FOR A CONTINUOUS PERIOD OF 18 MONTHS, THE CONTRACTUAL POSITION
3 SHALL BE REPLACED BY A BUDGETED POSITION AND THE CONTRACTUAL EMPLOYEE
4 SHALL BE ALLOWED TO TRANSFER TO THE BUDGETED POSITION.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 1999.