

By: **Howard County Delegation**  
Introduced and read first time: January 24, 2000  
Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **State Personnel - Child Support Enforcement Administration - Transfer of**  
3 **Personnel**  
4 **Ho. Co. 6-00**

5 FOR the purpose of transferring the Paternity and Support Division of the Office of  
6 the State's Attorney for Howard County to the Child Support Enforcement  
7 Administration of the Department of Human Resources; providing that certain  
8 employees shall be transferred in accordance with certain provisions of law that  
9 provide for inclusion in the State Personnel Management System, seniority,  
10 compensation, annual leave accrual, transfer of certain pension contributions,  
11 and other personnel matters for employees transferring to the Child Support  
12 Enforcement Administration; clarifying those provisions relating to seniority  
13 and compensation as they would apply under this Act; requiring Howard County  
14 to pay certain personnel certain moneys as of a certain date; requiring the  
15 creation of certain Position Identification Numbers for certain transferred  
16 employees; and generally relating to the transfer of certain personnel to the  
17 Department of Human Resources.

18 BY repealing and reenacting, without amendments,  
19 Article - Family Law  
20 Section 10-117  
21 Annotated Code of Maryland  
22 (1999 Replacement Volume and 1999 Supplement)

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

25 **Article - Family Law**

26 10-117.

27 (a) A county or circuit court with a local support enforcement office may  
28 request that the responsibility for support enforcement be transferred to the  
29 Administration.

1 (b) A request for transfer of responsibility under this section must be made to  
2 the Department of Human Resources by September 1 of the year preceding the fiscal  
3 year for which responsibility will be transferred.

4 (c) Any personnel of the local support enforcement office involved in a transfer  
5 under this section shall be in the State Personnel Management System and shall be  
6 placed in the position that is comparable to or most closely compares to their former  
7 position, without further examination or qualification. These employees shall be  
8 credited with the years of service with the jurisdiction for the purpose of determining  
9 leave accumulation and shall become members of the Employees' Pension System of  
10 the State of Maryland. All previous pension contributions shall be transferred in  
11 accordance with Title 37 of the State Personnel and Pensions Article. These  
12 employees shall receive no diminution in compensation or accumulated leave solely as  
13 a result of the transfer. Annual leave in excess of that which may be retained annually  
14 in the State Personnel Management System may be retained at the time of transfer if  
15 that accumulation was permitted by the former employer.

16 SECTION 2. AND BE IT FURTHER ENACTED, That, on July 1, 2000, all the  
17 functions, powers, and duties of the Paternity and Support Division of the Office of  
18 the State's Attorney for Howard County and the personnel indicated in Section 3 of  
19 this Act shall be transferred to the Child Support Enforcement Administration of the  
20 Department of Human Resources.

21 SECTION 3. AND BE IT FURTHER ENACTED, That:

22 (1) Except for the assistant State's Attorneys, all employees of the  
23 Paternity and Support Division of the Office of the State's Attorney for Howard  
24 County shall be transferred to the Child Support Enforcement Administration of the  
25 Department of Human Resources in accordance with the provisions of § 10-117(c) of  
26 the Family Law Article.

27 (2) Except for the assistant State's Attorneys, a Position Identification  
28 Number (PIN) shall be created for each transferred employee in a State classification  
29 commensurate with the employee's salary grade at the time of the transfer. The  
30 salary grade shall be determined using a salary based on the same hourly rate of  
31 salary of the employee at the time of transfer. Each transferred employee shall be  
32 given credit with the State for years of County employment for purposes of seniority  
33 including the determination of leave accumulation and determination of layoff rights  
34 under § 9-504 of the State Personnel and Pensions Article.

35 (3) It shall be the responsibility of Howard County to pay to each  
36 employee transferred under this section any compensation due to the employee on  
37 termination of County employment as of June 30, 2000.

38 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect  
39 July 1, 2000.