
By: **Delegates A. Jones, Burns, DeCarlo, Finifter, Hubers, Kach, J. Kelly,
Klausmeier, Klima, Malone, Minnick, Mohorovic, Nathan-Pulliam,
Ports, Redmer, and Zirkin**

Introduced and read first time: February 7, 2000
Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **State Personnel - Employees Transferred to the Child Support Enforcement**
3 **Administration of the Department of Human Resources**

4 FOR the purpose of requiring that certain employees of a local support enforcement
5 office who are transferred to the Child Support Enforcement Administration of
6 the Department of Human Resources must be credited with the years of service
7 with the local jurisdiction for purposes of seniority, including the determination
8 of certain layoff rights; requiring that the salary grade of the transferred
9 employees must be determined in a certain manner; providing for the
10 application of this Act; and generally relating to the rights of employees
11 transferred from local support enforcement offices to the Child Support
12 Enforcement Administration of the Department of Human Resources.

13 BY repealing and reenacting, with amendments,
14 Article - Family Law
15 Section 10-117
16 Annotated Code of Maryland
17 (1999 Replacement Volume and 1999 Supplement)

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

20 **Article - Family Law**

21 10-117.

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

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

1 (c) Any personnel of the local support enforcement office involved in a transfer
2 under this section shall be in the State Personnel Management System and shall be
3 placed in the position that is comparable to or most closely compares to their former
4 position, without further examination or qualification. These employees shall be
5 credited with the years of service with the jurisdiction for [the purpose of
6 determining] PURPOSES OF SENIORITY, INCLUDING THE DETERMINATION OF leave
7 accumulation AND THE DETERMINATION OF LAYOFF RIGHTS UNDER TITLE 11,
8 SUBTITLE 2 OF THE STATE PERSONNEL AND PENSIONS ARTICLE, and shall become
9 members of the Employees' Pension System of the State of Maryland. All previous
10 pension contributions shall be transferred in accordance with Title 37 of the State
11 Personnel and Pensions Article. These employees shall receive no diminution in
12 compensation or accumulated leave solely as a result of the transfer. THE SALARY
13 GRADE OF THESE EMPLOYEES SHALL BE DETERMINED USING A SALARY BASED ON
14 THE SAME HOURLY RATE OF SALARY OF THE EMPLOYEE AT THE TIME OF TRANSFER.
15 Annual leave in excess of that which may be retained annually in the State Personnel
16 Management System may be retained at the time of transfer if that accumulation was
17 permitted by the former employer.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
19 construed retroactively and shall be applied to and interpreted to affect any employee
20 transferred to the Child Support Enforcement Administration of the Department of
21 Human Resources pursuant to § 10-117 of the Family Law Article on or after June 30,
22 1999.

23 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 July 1, 2000.