
By: **Allegany County Delegation**
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Committee Report: Favorable with amendments
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CHAPTER _____

1 AN ACT concerning

2 **Allegany County - State Personnel - Child Support Enforcement**
3 **Administration - Transfer of Personnel**

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

17 BY repealing and reenacting, without amendments,
18 Article - Family Law
19 Section 10-117
20 Annotated Code of Maryland
21 (1999 Replacement Volume and 2000 Supplement)

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

1

Article - Family Law

2 10-117.

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

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

9 (c) Any personnel of the local support enforcement office involved in a transfer
10 under this section shall be in the State Personnel Management System and shall be
11 placed in the position that is comparable to or most closely compares to their former
12 position, without further examination or qualification. These employees shall be
13 credited with the years of service with the jurisdiction for purposes of seniority,
14 including the determination of leave accumulation and the determination of layoff
15 rights under Title 11, Subtitle 2 of the State Personnel and Pensions Article, and shall
16 become members of the Employees' Pension System of the State of Maryland. All
17 previous pension contributions shall be transferred in accordance with Title 37 of the
18 State Personnel and Pensions Article. These employees shall receive no diminution in
19 compensation or accumulated leave solely as a result of the transfer. The salary grade
20 of these employees shall be determined using a salary based on the same hourly rate
21 of salary of the employee at the time of transfer. Annual leave in excess of that which
22 may be retained annually in the State Personnel Management System may be
23 retained at the time of transfer if that accumulation was permitted by the former
24 employer.

25 SECTION 2. AND BE IT FURTHER ENACTED, That, on July 1, ~~2001~~ 2002, all
26 the functions, powers, and duties of the Paternity and Support Division of the Office
27 of the State's Attorney for Allegany County and the personnel indicated in Section 3 of
28 this Act shall be transferred to the Child Support Enforcement Administration of the
29 Department of Human Resources.

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

31 (1) Except for the assistant State's Attorneys, all employees of the Paternity
32 and Support Division of the Office of the State's Attorney for Allegany County shall be
33 transferred to the Child Support Enforcement Administration of the Department of
34 Human Resources in accordance with the provisions of § 10-117(c) of the Family Law
35 Article.

36 (2) ~~Except for the assistant State's Attorneys, a~~ A Position Identification
37 Number (PIN) shall be created for each transferred employee in a State classification
38 commensurate with the employee's salary grade at the time of the transfer. The
39 salary grade shall be determined using a salary based on the same hourly rate of
40 salary of the employee at the time of transfer. Each transferred employee shall be
41 given credit with the State for years of County employment for purposes of seniority

1 including the determination of leave accumulation and determination of layoff rights
2 under § 9-504 of the State Personnel and Pensions Article.

3 (3) It shall be the responsibility of Allegany County to pay to each employee
4 transferred under this section any compensation due to the employee on termination
5 of County employment as of June 30, ~~2001~~ 2002.

6 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 July 1, 2001.