

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL NO. 1444

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 3 down through “and” in line 4 and substitute “authorizing the Secretary of Budget and Management to grant certain leave from the State Employees’ Leave Bank to certain employees who have been ordered into active military service on or after a certain date;”; in line 6, after “duty” insert “; requiring the Department of Budget and Management to report to the Governor and the General Assembly on or before a certain date; providing for the termination of certain provisions of this Act; and generally relating to leave for State employees”; in line 9, strike “9-901” and substitute “9-603(c)”; and after line 11, insert:

“BY repealing and reenacting, without amendments,

Article - State Personnel and Pensions

Section 9-901

Annotated Code of Maryland

(1997 Replacement Volume and 2001 Supplement)

BY adding to

Article - State Personnel and Pensions

Section 9-608

Annotated Code of Maryland

(1997 Replacement Volume and 2001 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 14, insert:

“9-603.

(c) The Secretary may grant leave from the State Employees' Leave Bank to an employee

(Over)

who:

(1) (I) has exhausted all forms of annual, personal, sick, and compensatory leave because of a serious and prolonged medical condition;

[(2)] (II) provides a certificate of illness or disability; and

[(3)] (III) [(i)] 1. is a member of the State Employees' Leave Bank; or

[(ii)] 2. is granted an exemption by the Secretary from the membership requirement for good cause[.]; OR

(2) IS ELIGIBLE TO RECEIVE LEAVE UNDER § 9-608 OF THIS SUBTITLE.

9-608.

(A) THIS SECTION APPLIES TO AN EMPLOYEE, EXCEPT A TEMPORARY EMPLOYEE, IN THE STATE PERSONNEL MANAGEMENT SYSTEM OR AN INDEPENDENT PERSONNEL SYSTEM WHO:

(1) IS ORDERED INTO ACTIVE MILITARY SERVICE ON OR AFTER SEPTEMBER 11, 2001;

(2) HAS EXHAUSTED ALL PAID LEAVE; AND

(3) IS ON LEAVE WITHOUT PAY.

(B) (1) AN EMPLOYEE SUBJECT TO THIS SECTION WHO HAS BEEN ORDERED INTO ACTIVE MILITARY SERVICE BEFORE JULY 1, 2002 MAY RECEIVE LEAVE FROM THE LEAVE BANK BEGINNING ON THE LATER OF THE DAY THE EMPLOYEE BEGAN LEAVE WITHOUT PAY OR JANUARY 1, 2002.

(2) AN EMPLOYEE SUBJECT TO THIS SECTION WHO HAS BEEN ORDERED INTO ACTIVE MILITARY SERVICE ON OR AFTER JULY 1, 2002 MAY RECEIVE LEAVE FROM THE LEAVE BANK BEGINNING ON THE DAY THE EMPLOYEE BEGINS LEAVE WITHOUT PAY IF, BEFORE BEING ORDERED INTO ACTIVE MILITARY SERVICE, THE EMPLOYEE VOLUNTARILY DONATES AT LEAST 8 HOURS OF ANNUAL OR PERSONAL LEAVE TO THE LEAVE BANK IN ACCORDANCE WITH THIS SUBTITLE.

(C) AN EMPLOYEE SUBJECT TO THIS SECTION MAY RECEIVE ONLY ANNUAL OR PERSONAL LEAVE THAT IS PLACED IN THE LEAVE BANK AS A RESULT OF FORFEITURE UNDER § 9-307 OR § 9-403 OF THIS TITLE.”.

AMENDMENT NO. 3

On page 1, before line 15, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - State Personnel and Pensions”;

in line 18, strike “TWENTY-FIVE PERCENT [“; in line 19, strike the bracket; and strike beginning with the first “NOT” in line 19 down through “DAYS” in line 20.

AMENDMENT NO. 4

On page 2, in line 3, after “(3)” insert “UP TO 15 DAYS”.

AMENDMENT NO. 5

On page 2, after line 16, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That, on or before January 15, 2003, the Department of Budget and Management shall report to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly, on the impact of Section 1 of this Act on the State Employees’ Leave Bank, including the number of State employees who received leave from the Leave Bank under § 9-608 of the State Personnel and Pensions Article, as enacted by Section 1 of this Act, and the amount of leave received.”;

in line 17, strike “2.” and substitute “4.”; and in line 18, after the period, insert “Section 1 of this Act shall remain in effect for a period of 1 year and 6 months and, at the end of December 31, 2003, with no further action required by the General Assembly, Section 1 of this Act shall be abrogated and of no further force and effect.”.

(Over)

