
By: **Chairman, Appropriations Committee**
Rules suspended
Introduced and read first time: March 11, 2002
Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **State Employees - Leave Provisions**

3 FOR the purpose of altering the number of days employees are entitled to
4 compensation for unused compensatory leave; and authorizing the Secretary of
5 Budget and Management to provide in regulation for leave with pay for certain
6 employees on active military duty.

7 BY repealing and reenacting, with amendments,
8 Article - State Personnel and Pensions
9 Section 9-901 and 9-1104
10 Annotated Code of Maryland
11 (1997 Replacement Volume and 2001 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 9-901.

16 (a) Except as provided in § 8-307 of this article, each employee in the State
17 Personnel Management System, except a temporary employee, is entitled, on
18 termination of State employment, to compensation for TWENTY-FIVE PERCENT [no
19 more than 2 days] of unused compensatory leave NOT TO EXCEED 5 DAYS AND NOT
20 LESS THAN 2 DAYS earned during the calendar year in which the employee's State
21 employment terminates.

22 (b) Subsection (a) of this section does not apply to employees covered by a
23 collective bargaining agreement or as otherwise required by federal law.

24 9-1104.

25 The Secretary may provide by regulation for leave with pay:

26 (1) for jury service;

1 (2) to attend employee organization events approved for this purpose by
2 the Secretary;

3 (3) for military training OR ACTIVE MILITARY DUTY in a reserve unit of
4 the armed forces or in the organized militia;

5 (4) unless the employee is a party to the action or a paid witness, to
6 appear in compliance with a subpoena:

7 (i) in court;

8 (ii) before a grand jury;

9 (iii) before an administrative unit; or

10 (iv) for a deposition;

11 (5) for administrative leave for the purpose of immediately removing an
12 employee from the work site, if the employee:

13 (i) poses a threat to self, another individual, or State property; or

14 (ii) is incapable of properly performing the employee's duties
15 because of extraordinary circumstances; and

16 (6) any other paid leave the Secretary deems necessary.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 July 1, 2002.