

# HOUSE BILL 136

P4

3lr1041

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By: **Delegate A. Miller**

Introduced and read first time: January 17, 2013

Assigned to: Appropriations

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## A BILL ENTITLED

1 AN ACT concerning

2 **State Personnel – Teleworking – Eligibility**

3 FOR the purpose of requiring that at least a certain percentage of certain State  
4 employees participate in certain telework programs; providing that this Act  
5 applies to all employees in the Executive Branch of State government;  
6 authorizing certain supervisors to approve certain requests to telework under  
7 certain circumstances; requiring certain supervisors to provide certain State  
8 employees certain information in writing; requiring the Department of Budget  
9 and Management to submit certain reports to the General Assembly; and  
10 generally relating to State personnel and eligibility to telework.

11 BY adding to

12 Article – State Personnel and Pensions

13 Section 2–308

14 Annotated Code of Maryland

15 (2009 Replacement Volume and 2012 Supplement)

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

18 **Article – State Personnel and Pensions**

19 **2–308.**

20 **(A) THIS SECTION APPLIES TO ALL EMPLOYEES IN THE EXECUTIVE**  
21 **BRANCH OF STATE GOVERNMENT.**

22 **(B) AT LEAST 20% OF ELIGIBLE, NONESSENTIAL STATE EMPLOYEES**  
23 **SHALL PARTICIPATE IN A TELEWORK PROGRAM.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(C) (1) IF A STATE EMPLOYEE REQUESTS TO BECOME A**  
2 **TELEWORKER, THE SUPERVISOR OF THE EMPLOYEE MAY APPROVE THE**  
3 **REQUEST OF THE EMPLOYEE TO TELEWORK UNLESS THE SUPERVISOR**  
4 **DETERMINES THAT THE EMPLOYEE'S POSITION IS NOT SUITABLE FOR**  
5 **TELEWORKING.**

6           **(2) A SUPERVISOR WHO DENIES A STATE EMPLOYEE'S REQUEST**  
7 **TO TELEWORK SHALL PROVIDE TO THE STATE EMPLOYEE A WRITTEN**  
8 **DESCRIPTION OF THE FACTORS CONTRIBUTING TO THE SUPERVISOR'S DENIAL.**

9           **(D) THE DEPARTMENT SHALL REPORT TO THE GENERAL ASSEMBLY, IN**  
10 **ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, BY**  
11 **OCTOBER 1 OF EACH YEAR FOR THE PREVIOUS FISCAL YEAR ON:**

12           **(1) THE NUMBER OF EMPLOYEES IN THE EXECUTIVE BRANCH OF**  
13 **STATE GOVERNMENT WHO:**

14                   **(I) PARTICIPATED IN A TELEWORK PROGRAM; AND**

15                   **(II) APPLIED TO TELEWORK;**

16           **(2) EFFORTS TO EXPAND THE NUMBER OF STATE EMPLOYEES**  
17 **WHO TELEWORK; AND**

18           **(3) ANY OTHER INNOVATIVE PRACTICES DESIGNED TO REDUCE**  
19 **THE NUMBER OF STATE EMPLOYEES COMMUTING TO WORK.**

20           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 October 1, 2013.