

SB0831/343824/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 831
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “Act;” insert “requiring the Maryland Department of Labor to monitor certain action by the federal government for a certain purpose;”; and after line 24, insert:

“BY repealing and reenacting, with amendments,
Article - State Personnel and Pensions
Section 2–201
Annotated Code of Maryland
(2024 Replacement Volume and 2025 Supplement)”.

On page 2, strike in their entirety lines 8 through 12, inclusive.

AMENDMENT NO. 2

On page 6, in line 25, strike “OR”; in line 27, after “ACT” insert “; OR

(3) THE FORMATION OF A COMMITTEE OR GOVERNANCE
STRUCTURE REQUIRED FOR ACCREDITATION OR DESIGNATION BY A STATE OR
NATIONAL ORGANIZATION”;

and after line 27, insert:

“Article – State Personnel and Pensions

2–201.

(A) Except as otherwise provided by law, an employee in the Judicial, Legislative, or Executive Branch of State government is governed by the laws and personnel policies and procedures applicable in that branch.

(B) A UNIT IN THE EXECUTIVE BRANCH OF STATE GOVERNMENT MAY NOT PETITION OR APPLY TO THE FEDERAL GOVERNMENT FOR A WAIVER OF ANY PROVISION OF THE FEDERAL FAIR LABOR STANDARDS ACT THAT IS APPLICABLE TO THE UNIT, EVEN IF THE WAIVER IS OTHERWISE AUTHORIZED UNDER FEDERAL LAW.

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

On page 10, in line 10, after “IS” insert “ENTIRELY”; strike beginning with “NARROWED” in line 10 down through “EMPLOYEE” in line 11 and substitute “RENDERED ENTIRELY NULL AND VOID”; in line 15, strike “SUBJECT TO SUBSECTION (C) OF THIS SECTION,”; and in line 16, strike “OR IMPLIEDLY”.

On pages 10 and 11, strike in their entirety the lines beginning with line 17 on page 10 through line 30 on page 11, inclusive.

On page 11, in line 31, strike “(E)” and substitute “(C)”.

On page 12, in line 4, strike “(G)(1)(II)1” and substitute “(E)(1)(II)1”; and in line 12, strike “(F)” and substitute “(D)”.

On page 13, in line 1, strike “(G)” and substitute “(E)”.

On page 14, in line 12, strike “(H)” and substitute “(F)”; and strike line 30 in its entirety.

On page 15, strike in their entirety lines 1 through 8, inclusive, and substitute:

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

(a) Section 2 of this Act is contingent on:

(1) the federal National Labor Relations Act being entirely repealed or rendered entirely null and void; or

(2) the National Labor Relations Board expressly ceding jurisdiction to the State regarding any employer, employees, trade, industry, or labor dispute covered under the federal National Labor Relations Act.

(b) (1) The Maryland Department of Labor shall monitor action by the federal government to determine whether the contingency described under subsection (a) of this section is met.

(2) If the Maryland Department of Labor determines the contingency described under subsection (a) of this section is met, the Secretary of Labor shall notify the Department of Legislative Services within 30 days after the determination is made.

(c) If the Department of Legislative Services receives notice from the Maryland Department of Labor as described under subsection (b)(2) of this section, Section 2 of this Act shall take effect on the date the notice is received by the Department of Legislative Services.”;

in line 9, strike “2.” and substitute “4.”; and in the same line, after “That” insert “, subject to Section 3 of this Act.”.