

REVISOR'S NOTE: Chapter \_\_\_\_\_, Acts of 1993, which enacted Division I of the State Personnel Article, also amended subsection (b) of this section to reflect the reference, in former Art. 64A, §§ 2 and 4(3) and (7), to the unclassified service status of certain positions and to clarify that other positions in the Department are in the classified service.

The phrase "[e]xcept ... as otherwise provided by law" is added to reflect other laws that may affect the status of various employees. See, e.g., Title 1, Subtitle 4 of the State Personnel Article.

The former references to "deputy wardens", "assistant deputy wardens", and "consulting physicians" are deleted as obsolete because these positions no longer exist in the Department.

### Article 33 - Election Code

2-6.

(A) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THIS SECTION APPLIES TO ALL EMPLOYEES OF AN ELECTION BOARD, INCLUDING CLERKS, REGISTRARS, STENOGRAPHERS, AND VOTING MACHINE OPERATORS.

(2) SUBSECTIONS (A) THROUGH (F) OF THIS SECTION DO NOT APPLY TO ANY ATTORNEY TO AN ELECTION BOARD OR TO ANY ELECTION JUDGE, BY ANY TITLE.

(B) THIS SECTION DOES NOT ALTER, IN ANY WAY, THE METHOD BY WHICH THE SALARIES OF THE EMPLOYEES TO WHICH THIS SECTION APPLIES ARE CURRENTLY FUNDED BY THE VARIOUS COUNTIES UNDER THIS ARTICLE.

(C) [Subject to the provisions of Article 64A of the Code or, in the case]

(1) IF THE EMPLOYEES of a board ARE covered by a [local] COUNTY merit system [as provided in Article 64A, § 9G(f),]:

(I) THE EMPLOYEES SHALL BE CLASSIFIED EMPLOYEES UNDER THE COUNTY MERIT SYSTEM; AND

(II) THE BOARD MAY APPOINT AND REMOVE THE EMPLOYEES subject to the rules and regulations of the personnel officials of the county [in which] WHERE the board is located[, each board may appoint and remove clerks, registrars, voting machine custodians, stenographers, and other employees who].

(2) IF THE EMPLOYEES OF A BOARD ARE NOT COVERED BY A COUNTY MERIT SYSTEM:

(I) THE EMPLOYEES SHALL BE IN THE CLASSIFIED SERVICE OF THE STATE PERSONNEL MANAGEMENT SYSTEM; AND

(II) THE BOARD MAY APPOINT AND REMOVE THE EMPLOYEES IN ACCORDANCE WITH THE PROVISIONS OF THE STATE PERSONNEL ARTICLE THAT GOVERN CLASSIFIED SERVICE EMPLOYEES.