

his duties, both of whom shall receive such salary as may be provided for in the budget.

(2) (I) The present TECHNICAL AND PROFESSIONAL personnel, AS DETERMINED BY THE COMMISSIONERS, WHO ARE employed in the operation of the [State Accident Fund] ~~WORKERS' COMPENSATION INSURANCE FUND~~ INJURED WORKERS' INSURANCE FUND, including the superintendent and assistant superintendent, shall be transferred to the agency [hereby] created and retain their rights and status under [Article 64A of the Code] THE CLASSIFIED SERVICE UNTIL JULY 1, 1991.

(II) ON JULY 1, 1991, ALL TECHNICAL AND PROFESSIONAL EMPLOYEES SHALL BE MEMBERS OF THE UNCLASSIFIED SERVICE.

(3) ALL PERSONS HIRED BY THE FUND ON AND AFTER JULY 1, 1990, SHALL BE MEMBERS OF THE UNCLASSIFIED SERVICE.

(4) Future appointments of [such] employees as are provided for in the budget[, including the superintendent and assistant superintendent,] shall be made by [said] THE commissioners [in accordance with said Article 64A;] and THE APPOINTEES SHALL BE MEMBERS OF THE UNCLASSIFIED SERVICE.

(5) (I) ~~CLASSIFIED~~ TECHNICAL AND PROFESSIONAL EMPLOYEES WHO ELECT NOT TO TRANSFER TO THE UNCLASSIFIED SERVICE SHALL RETAIN ALL RIGHTS AND PRIVILEGES OF THE MERIT SYSTEM UNTIL JULY 1, 1991.

(II) THE FUND SHALL ESTABLISH A PROGRAM FOR THE RETRAINING AND PLACEMENT OF THE TECHNICAL AND PROFESSIONAL EMPLOYEES WHO CHOOSE NOT TO TRANSFER TO THE UNCLASSIFIED SERVICE BEFORE JULY 1, 1991, THAT SHALL INCLUDE JOB TRAINING, COUNSELING, AND PLACEMENT SERVICES FOR EITHER A STATE POSITION OR A PRIVATE SECTOR POSITION WITH COMPARABLE WAGES.

(6) AN UNCLASSIFIED EMPLOYEE OF THE FUND MAY NOT BE PERMANENTLY REMOVED FROM THE UNCLASSIFIED SERVICE EXCEPT FOR CAUSE AND UNTIL WRITTEN CHARGES HAVE BEEN FILED AND A HEARING HAS BEEN CONDUCTED IN ACCORDANCE WITH TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE. THIS PARAGRAPH DOES NOT APPLY TO THE REMOVAL OF AN UNCLASSIFIED EMPLOYEE OF THE FUND BECAUSE OF A LAYOFF THAT RESULTED FROM A LACK OF WORK.

[(2)] ~~(6)~~ (7) The provisions of Article 64A, § 35 of the Code, however, shall not apply to the [State Accident Fund] ~~WORKERS' COMPENSATION INSURANCE FUND~~ INJURED WORKERS' INSURANCE FUND to the extent that the provisions relate to the laying off and reinstatement of unclassified employees. The compensation of unclassified employees shall be as determined by the commissioners and shall be in accordance with the State pay plan when possible. [Present employees of the State Accident Fund who are in the Merit System shall remain in the Merit System and shall retain their rights and status under Article 64A of the Code.]