

CHAPTER 461

(Senate Bill 280)

AN ACT to add a new Section 29A to Article 64A of the Annotated Code of Maryland (1951 Edition), title "Merit System", said new section to follow immediately after Section 29 thereof, providing that State employees who are separated from service for alleged unsatisfactory performance or conduct shall have the opportunity to answer in writing any such unsatisfactory report, or if such employee has completed his probationary period, he may request and receive a hearing by the Commissioner of Personnel on such unsatisfactory report.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That a new Section 29A be and it is hereby added to Article 64A of the Annotated Code of Maryland (1951 Edition), title "Merit System", said new section to follow immediately after Section 29 thereof, and to read as follows:

29A. *The Commissioner shall prescribe a form for reports by the appointing authority concerning any employee who has been separated from service or who has been transferred to some other State agency, voluntarily or involuntarily, because of alleged unsatisfactory work or conduct. In no case shall such report become a part of such employee's official or permanent State employment record until after the Commissioner has given the employee an opportunity to answer it in writing. When and if such an answer is filed, it shall become part of the official and permanent record of the employee, and the Commissioner shall make use thereof in ruling upon such employee's suitability for future employment in State service or elsewhere. If such employee has at any time satisfactorily completed a probationary period, he may waive the opportunity to file a written answer and elect to be heard in his own defense; and in the event of such election, the Commissioner shall follow the same procedure as that provided in cases pertaining to removal, and shall find whether none, all, or part of the unsatisfactory report shall remain on such employee's official State employment record to determine suitability for future employment.*

SEC. 2. *And be it further enacted,* That this Act shall take effect June 1, 1957.

Approved April 10, 1957.

CHAPTER 462

(Senate Bill 288)

AN ACT to repeal and re-enact, with amendments, Section 11 of Article 33 of the Annotated Code of Maryland (1951 Edition),

EXPLANATION: *Italics indicate new matter added to existing law.*

[Brackets] indicate matter stricken from existing law.

CAPITALS indicate amendments to bill.

~~Strike out~~ indicates matter stricken out of bill.