

149. Chief Clerk ; Administrative Clerks ; and Personnel.

(a) There shall be a chief clerk of the District Court and a chief administrative clerk in each of the districts, a clerk in each county and other clerical and administrative employees as necessary to conduct the business of the court. The chief clerk shall be appointed by and serve at the pleasure of the chief judge of the District Court. Each chief administrative clerk shall be appointed by the chief judge of the District Court, upon the recommendation of the appropriate administrative judge of the district and shall serve at the pleasure of the chief judge of the District Court. THE CHIEF CLERK OF THE DISTRICT COURT AND THE CHIEF ADMINISTRATIVE CLERKS OF THE DISTRICTS SHALL BE IN THE STATE SERVICE BUT SHALL NOT BE IN THE CLASSIFIED SERVICE AND SHALL RECEIVE FIXED COMPENSATION AS MAY BE PRESCRIBED BY THE GENERAL ASSEMBLY.

(b) [All employees shall be appointed by the chief judge of the District Court upon the recommendation of the administrative judge in each district.] Except as otherwise provided by law, all persons who at the effective date of this subtitle in the City of Baltimore or any county are CLERICAL, ADMINISTRATIVE OR CONSTABULAR employees of AND FULL TIME COMMITTING MAGISTRATES EMPLOYED BY a People's Court, the Municipal Court of Baltimore City, a Magistrates Court, or the Housing Court of Baltimore County shall continue as employees of the District Court, and, ~~within~~ WITHIN ninety (90) days ~~thereafter~~ FOLLOWING THE FIRST MONDAY OF JULY, 1971, ~~such persons~~ ALL CLERICAL, ADMINISTRATIVE AND CONSTABULAR EMPLOYEES, UNLESS THEY ELECT TO REMAIN UNDER ANY CITY, COUNTY OR MUNICIPAL MERIT OR CLASSIFICATION SYSTEM, SHALL BECOME PART OF THE STATE CLASSIFIED SERVICE IF FULL-TIME, AND THE UNCLASSIFIED SERVICE IF PART-TIME, WITHOUT EXAMINATION AND WITHOUT DIMINUTION IN SALARY, AND SHALL BE GIVEN CREDIT FOR PRIOR SERVICE WITH THE PRIOR EMPLOYER FOR PURPOSES OF DETERMINING FUTURE ANNUAL AND SICK LEAVE, PROVIDED, HOWEVER, THAT ALTHOUGH THE PERSONS SHALL OTHERWISE BE IN THE STATE SERVICE, THE PERSONS shall elect either to remain under any county, city or municipal ~~merit or classification~~, leave, *retirement*, or health system of which they are then a part, or to transfer to the ~~merit or classification~~, leave, *retirement*, or health system of the State; PROVIDED THAT PERSONS ELECTING TO TRANSFER TO THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF MARYLAND UNDER THE PROVISIONS OF SECTION 32A OF ARTICLE 73B OF THE ANNOTATED CODE OF MARYLAND, AS AMENDED, SHALL RETAIN CREDIT FOR PAST SERVICE IF IN AN ACTUARIALLY-FUNDED COUNTY, CITY OR MUNICIPAL RETIREMENT SYSTEM. "SALARY" AS REFERRED TO IN THE PRECEDING SENTENCE OF THIS SUBSECTION MEANS AN AMOUNT EQUIVALENT TO THE COMPENSATION PROVIDED FOR THAT CATEGORY OF EMPLOYEE ON JANUARY 1, 1971 AND ANY INCREMENT IN COMPENSATION RECEIVED BY THAT CATEGORY OF EMPLOYEE SINCE JANUARY 1, 1971 IF THE INCREMENT WAS RECEIVED PURSUANT TO A RIGHT OR SALARY PLAN IN EFFECT ON JANUARY 1, 1971. ANY EM-