

Section 16C(d)  
Annotated Code of Maryland  
(1975 Replacement Volume and 1979 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article 78A - Public Works

16C.

(d) (1) For the purposes of this section, the term "State officer" includes a person who holds a position which, while acting in the performance of his duties and within the scope of his employment, involves the exercise of discretion and involves the discharge of a portion of the sovereignty of the State, regardless of the amount or source of his compensation.

(2) For the purposes of this section, the term "State employee" includes:

(i) Any regular classified or unclassified employee of the State for whom compensation is provided for by State appropriation or whose compensation is paid, in whole or in part, from State funds;

(ii) Any employee subject to the jurisdiction of the State Department of Personnel;

(iii) An officer, warrant officer, or enlisted member of the organized militia;

(iv) An employee or member of a community college board of trustees;

(v) An employee of a local health department;

(vi) A key employee of the Maryland Port Administration as defined in Section 6-204(n) of the Transportation Article;

(vii) A person performing the services of a State employee on a voluntary basis; [and]

(viii) A member of the board of visitors of the Maryland School for the Deaf; AND

(IX) AN EMPLOYEE OR MEMBER OF A COUNTY BOARD OF EDUCATION AS DEFINED IN §1-101(D) OF THE EDUCATION ARTICLE.