

Annotated Code of Maryland
(1979 Replacement Volume and 1981 Supplement)

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

Article 64A - Merit System

35.

(A) [An employee in a position that is] EMPLOYEES WHO ARE IN POSITIONS THAT ARE to be abolished, discontinued, or vacated, because of change in departmental organization, or through stoppage or lack of work, shall be laid off [and his name placed, in the order provided in the rules of the Secretary of Personnel, on the eligible list for the class of the position from which he was laid off].

(B) EXCEPT FOR FACULTY AND OTHER UNCLASSIFIED EMPLOYEES OF THE STATE INSTITUTIONS OF HIGHER EDUCATION AND THEIR GOVERNING BOARDS, THE SECRETARY OF PERSONNEL SHALL ESTABLISH UNIFORM PROCEDURES AMONG STATE AGENCIES, BY RULE AND REGULATION, FOR:

~~(1) -- THE LAYOFF OF -- CLASSIFIED -- AND -- UNCLASSIFIED STATE EMPLOYEES; -- AND~~

(1) THE LAYOFF OF STATE EMPLOYEES, REGARDLESS OF EMPLOYMENT STATUS; AND

(2) THE REINSTATEMENT OF LAID OFF CLASSIFIED AND UNCLASSIFIED STATE EMPLOYEES TO COMPARABLE OCCUPATIONAL POSITIONS IN STATE EMPLOYMENT.

(C) RULES AND REGULATIONS PROMULGATED BY THE SECRETARY PURSUANT TO THIS SECTION SHALL INCLUDE:

(1) AN ORDER OF LAYOFF DETERMINED BY SENIORITY POINTS, INCLUDING CREDIT FOR:

(I) TOTAL STATE SERVICE;

(II) SERVICE WITHIN THE DEPARTMENT WHERE THE LAYOFF IS TO OCCUR; AND

(III) SERVICE IN THE JOB CLASSIFICATION AND ITS JOB SERIES, AS DEFINED BY THE SECRETARY, WHERE THE LAYOFF IS TO OCCUR.

(2) A PROVISION THAT AN EMPLOYEE BEING LAID OFF MAY DISPLACE ANOTHER EMPLOYEE WITH THE LEAST SENIORITY IN THE SAME JOB CLASSIFICATION OR JOB SERIES, OR ANY OTHER JOB CLASSIFICATION IN WHICH THE EMPLOYEE BEING LAID OFF