

(2) While the General Assembly is not in session, the President of the Senate and the Speaker of the House of Delegates jointly may approve an amendment that increases a salary so that it exceeds the limitation in [paragraph (1) of] this subsection if:

(i) the President and the Speaker find that the salary increase is needed because an inability to obtain or to keep an essential ~~PROFESSIONAL, TECHNICAL~~-OR career employee who is performing an administrative function -{or an essential professional or technical employee-} has created an acute emergency; and

(ii) their findings are documented.

(e) A copy of each amended [schedule] APPROPRIATION FOR A PROGRAM shall be provided promptly to:

(1) the Comptroller; and

(2) the Secretary of Budget and Fiscal Planning.

7-208.1.

(A) THE CHIEF JUDGE OF THE COURT OF APPEALS MAY AUTHORIZE AN AMENDMENT OF AN APPROPRIATION FOR A PROGRAM OF THE JUDICIAL BRANCH.

(B) AN AMENDMENT OF AN APPROPRIATION FOR A PROGRAM OF THE JUDICIAL BRANCH MAY NOT INCREASE THE SUM OF THE APPROPRIATIONS FOR ALL THE PROGRAMS OF THE JUDICIAL BRANCH.

(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, AN AMENDMENT UNDER THIS SECTION MAY NOT INCREASE A SALARY FOR A NONCLASSIFIED POSITION SO THAT THE SALARY EXCEEDS THE AMOUNT SET FORTH BY THE MOST RECENTLY ENACTED STATE BUDGET BILL. THE LIMITATION IN THIS PARAGRAPH APPLIES WHETHER OR NOT THE MOST RECENTLY ENACTED BUDGET IS IN EFFECT.

(2) THE CHIEF JUDGE OF THE COURT OF APPEALS MAY APPROVE AN AMENDMENT THAT INCREASES A SALARY SO THAT IT EXCEEDS THE LIMITATION OF THIS SUBSECTION IF THE CHIEF FINDS THAT THE SALARY INCREASE IS NEEDED BECAUSE AN INABILITY TO OBTAIN OR TO KEEP AN ESSENTIAL ~~PROFESSIONAL, TECHNICAL~~-OR CAREER EMPLOYEE WHO IS PERFORMING AN ADMINISTRATIVE FUNCTION OR AN ESSENTIAL PROFESSIONAL OR TECHNICAL EMPLOYEE HAS CREATED AN ACUTE EMERGENCY, AND THE FINDING IS DOCUMENTED.

(D) A COPY OF EACH AMENDED APPROPRIATION FOR A PROGRAM SHALL BE PROVIDED PROMPTLY TO:

(1) THE COMPTROLLER, AND

(2) THE SECRETARY OF BUDGET AND FISCAL PLANNING.