

(D) (1) AN APPOINTING AUTHORITY MAY REQUEST CERTIFICATION OF AN ELIGIBLE WITH SPECIFIC JOB-RELATED QUALIFICATIONS OR FOR A SPECIFIC GEOGRAPHIC AREA. THE APPOINTING AUTHORITY'S WRITTEN REQUEST FOR SELECTIVE CERTIFICATION SHALL INCLUDE THE REASONS FOR SELECTIVE CERTIFICATION, INCLUDING THE DUTIES OF THE POSITION THAT REQUIRE SPECIFIC JOB-RELATED QUALIFICATIONS. THE REQUEST MAY BE APPROVED OR DENIED BY THE SECRETARY. IF THE SECRETARY APPROVES A REQUEST FOR SELECTIVE CERTIFICATION, THE CERTIFICATION MAY BE LIMITED TO PERSONS WHO MEET THOSE SPECIFIC JOB-RELATED QUALIFICATIONS OR WHO HAVE INDICATED AVAILABILITY FOR THE SPECIFIED GEOGRAPHIC AREA FOR THAT PARTICULAR POSITION.

(2) THE APPOINTING AUTHORITY SHALL TRANSMIT TO THE SECRETARY WITH THE REQUEST FOR SELECTIVE CERTIFICATION A STATEMENT CERTIFYING THAT THE REQUEST IS NOT SUBMITTED ON THE BASIS OF RACE, COLOR, POLITICAL AFFILIATION, RELIGION, CREED, NATIONAL ORIGIN, ANCESTRY, MARITAL STATUS, OR SEX.

18.

(e) Promotion is a change from one class to another class with a higher maximum compensation, and vacancies shall be filled by promotion as far as is consistent with the best interests of the classified service, in the judgment of the Secretary. [Unclassified employees shall have the same right as classified employees to take promotional examinations for positions in the classified service, providing they have the necessary qualifications; and shall also have the right to be temporarily appointed to such positions, when qualified, under the provisions of § 24(a) of this Article.]

~~(1) AN APPLICANT MAY CHALLENGE IN WRITING ANY TEST ITEM WITHIN 10 WORKING DAYS FROM THE DATE OF THE EXAMINATION. THE SECRETARY OR THE DESIGNEE OF THE SECRETARY SHALL CONSIDER ANY TIMELY CHALLENGE. THE DECISION OF THE SECRETARY OR THE SECRETARY'S DESIGNEE IN THIS MATTER IS NOT SUBJECT TO THE ADMINISTRATIVE PROCEDURE ACT.~~

22.

(a) (1) The Secretary of Personnel shall [prepare] PROMULGATE a list of eligibles consisting of the names of persons [whose general average and whose marks on any part of the examination exceed the minimum set by the rules of the Secretary] WHOSE SCORES EXCEED THE MINIMUM SET BY THE SECRETARY and shall [publicly post such list in his office] PROVIDE FOR ADEQUATE PUBLICATION OF THESE LISTS. Eligible lists shall continue in force for one year from the date of [posting] PROMULGATION and may be extended by the Secretary by action taken before the expiration of such year, [and entered in the minutes] provided, however, that the Secretary shall have power at any time[,] after a public hearing and notice as prescribed by § 20 of this article, to cancel the whole or any part of any eligible list by