

rate is determined as in paragraph (2), but used for the 2-week period.

(4) THE SECRETARY OF PERSONNEL MAY, BY REGULATION CONSISTENT WITH THE FAIR LABOR STANDARDS ACT, PROVIDE FOR PAYMENT TO BE MADE IN COMPENSATORY TIME RATHER THAN BY MONETARY PAYMENT.

(5) REGULATIONS ADOPTED UNDER PARAGRAPH (4) OF THIS SUBSECTION SHALL INCLUDE:

(I) PROVISIONS WHICH SPECIFY THE ABILITY OF THE EMPLOYEE TO CHOOSE, PRIOR TO THE PERFORMANCE OF THE WORK AND AFTER NOTIFYING THE APPROPRIATE SUPERVISOR, WHETHER TO RECEIVE COMPENSATORY TIME FOR THE APPROVED OVERTIME WORK. IF THE EMPLOYEE DOES NOT CHOOSE TO RECEIVE COMPENSATORY TIME, THE EMPLOYEE WILL AUTOMATICALLY RECEIVE OVERTIME PAYMENT CALCULATED UNDER THIS SECTION FOR APPROVED OVERTIME WORK.

(II) PROVISIONS SPECIFYING THAT COMPENSATORY TIME RECEIVED BY AN EMPLOYEE UNDER THIS SECTION, IN LIEU OF A MONETARY OVERTIME PAYMENT, MAY NOT BE LESS THAN ONE AND ONE-HALF HOURS OF COMPENSATORY TIME FOR EACH HOUR OF OVERTIME WORKED.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1989.

Approved May 19, 1989.

CHAPTER 373

(House Bill 88)

AN ACT concerning

State Holidays - Observance of Columbus Day

FOR the purpose of amending the provision of law relating to the designation of Columbus Day as a legal holiday in this State by providing that if the United States Congress designates a day for the national observance of Columbus Day other than October 12, the day so designated by the United States Congress, shall be observed as Columbus Day in this State.

BY repealing and reenacting, with amendments,

Article 1 - Rules of Interpretation
Section 27(a)
Annotated Code of Maryland
(1987 Replacement Volume and 1988 Supplement)