

**CHAPTER 343**

**(House Bill 1002)**

AN ACT concerning

**State Personnel – Department of Transportation Employees – Continuation of Right to Collective Bargaining**

FOR the purpose of clarifying the rights of certain employees hired in the Department of Transportation to join employee organizations and to be included in a collective bargaining unit.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 2-103.4(c)

Annotated Code of Maryland

(1977 Volume and 1992 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article – Transportation**

2-103.4.

(c) (1) Any human resources management system established under this section shall provide that classified merit system personnel employed immediately prior to the date of its establishment shall be allowed to remain in the previous personnel system until June 30, 1996.

(2) Any person who as of June 30, 1996 is employed by the Department in a position authorized by the State budget, but not included under a collective bargaining agreement, shall be required to transfer into the human resources management system of the Department without loss of accumulated leave or retirement status.

(3) Any employee hired after the establishment of the new system as a permanent employee of the Department shall be hired under the provisions of the new human resources management system.

(4) Nothing in this Act shall affect:

(I) [the] THE collective bargaining rights of members of the transit workers union;

(II) THE RIGHTS OF EMPLOYEES HIRED AT ANY TIME TO JOIN AN EMPLOYEE ORGANIZATION; OR

(III) THE RIGHTS OF MASS TRANSIT ADMINISTRATION EMPLOYEES HIRED AT ANY TIME ELIGIBLE UNDER § 7-601 OF THIS ARTICLE TO BE INCLUDED IN A COLLECTIVE BARGAINING UNIT.