

1-303. OTHER POSITIONS.

THE CLASSIFIED SERVICE INCLUDES ANY OTHER POSITION THAT IS SPECIFIED BY LAW TO BE IN THE CLASSIFIED SERVICE.

REVISOR'S NOTE: This section is new language added to reflect other laws that might provide for the inclusion in the classified service of certain employees who might not ordinarily be considered part of the executive branch of State government.

Defined terms: "Classified service" § 1-101
"Position" § 1-101

SUBTITLE 4. UNCLASSIFIED SERVICE.

1-401. DIRECT APPOINTEES OF GOVERNOR OR BOARD OF PUBLIC WORKS.

EXCEPT AS OTHERWISE PROVIDED BY LAW, THE FOLLOWING POSITIONS IN THE EXECUTIVE BRANCH OF STATE GOVERNMENT ARE IN THE UNCLASSIFIED SERVICE:

(1) A POSITION TO WHICH AN INDIVIDUAL IS DIRECTLY APPOINTED BY THE GOVERNOR BY AN APPOINTMENT THAT IS NOT PROVIDED FOR BY THE MARYLAND CONSTITUTION; AND

(2) A POSITION TO WHICH AN INDIVIDUAL IS DIRECTLY APPOINTED BY THE BOARD OF PUBLIC WORKS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 64A, § 3(8).

In this section and throughout this subtitle, references to the "executive branch" of State government are added for clarity.

The phrase "[e]xcept as otherwise provided by law" is added to reflect the possibility of exceptions established by other laws.

The phrase "by an appointment that is not provided for by the Maryland Constitution" is added to exclude appointees who are appointed under the Maryland Constitution and are, therefore, excluded generally from the State Personnel Management System. See § 1-202 of this article.

The former exception for the Motor Vehicle Administrator is deleted because the Motor Vehicle Administrator is not directly appointed by the Governor or the Board of Public Works. Appointment to that position is made by the Secretary of Transportation, with approval of the Governor. See TR § 12-102.

Defined terms: "Position" § 1-101
"Unclassified service" § 1-101