

3-203. EMPLOYEE RIGHTS.

EXCEPT AS OTHERWISE PROVIDED IN THIS SUBTITLE, AN EMPLOYEE:

- (1) MAY FREELY PARTICIPATE IN ANY POLITICAL ACTIVITY AND EXPRESS ANY POLITICAL OPINION; AND
- (2) MAY NOT BE REQUIRED TO PROVIDE ANY POLITICAL SERVICE.

REVISOR'S NOTE: This section is new language derived without substantive change from the first clause of former Art. 33, § 28-1 and Art. 33, § 28-1(3), as those provisions related to State employees.

In item (1) of this section, the reference to "political activity" is substituted for the former reference to "politics or political campaigns" for brevity.

3-204. EFFECT OF SUBTITLE.

NOTWITHSTANDING ANY OTHER LAW OF THIS STATE EFFECTIVE ON OR BEFORE JUNE 30, 1973, THE RESTRICTIONS IMPOSED BY § 3-205 OF THIS SUBTITLE ARE THE ONLY RESTRICTIONS ON THE POLITICAL ACTIVITIES OF AN EMPLOYEE, EXCEPT FOR:

- (1) THE RESTRICTIONS IMPOSED ON EMPLOYEES OF A BOARD OF SUPERVISORS OF ELECTIONS BY ARTICLE 33, § 2-6 OF THE CODE;
- (2) THE RESTRICTIONS IMPOSED ON EMPLOYEES OF THE DEPARTMENT OF FISCAL SERVICES BY GUIDELINES ADOPTED UNDER § 2-1207(C) OF THE STATE GOVERNMENT ARTICLE; AND
- (3) THE RESTRICTIONS IMPOSED ON EMPLOYEES OF THE DEPARTMENT OF LEGISLATIVE REFERENCE BY GUIDELINES ADOPTED UNDER § 2-1307(C) OF THE STATE GOVERNMENT ARTICLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 33, § 28-2, as it related to State employees.

References to the specific employees who are affected by the listed limitations are added for clarity.

In the introductory language of this section, the phrase "[n]otwithstanding any other law ... effective on or before June 30, 1973" is substituted for the first clause of the first sentence of former Art. 33, § 28-2, which generally repealed conflicting State and local laws. The inclusion of the effective date of the former law recognizes the possibility that subsequent enactments may have been intended to supersede this subtitle. See, e.g., Art. 2B, § 158(n)(8).

In item (1) of this section, the former reference to "Article 64A, § 9G" is deleted because Ch. \_\_\_\_\_, Acts of 1993, incorporates that former section in Art. 33, § 2-6 of the Code.