

The former reference to “[p]ermanent” part-time employment is deleted from the defined term because the word “permanent” was not used in any substantive provision of the former law. The concept is retained, however, in § 5-102 of this title.

5-102. SCOPE OF TITLE.

(A) IN GENERAL.

THIS TITLE APPLIES TO ALL PERMANENT POSITIONS IN UNITS IN THE EXECUTIVE BRANCH OF STATE GOVERNMENT, INCLUDING ANY UNIT WITH AN INDEPENDENT PERSONNEL SYSTEM.

(B) APPLICATION TO OTHER BRANCHES.

THE SECRETARY MAY EXTEND THE PROVISIONS OF THIS TITLE TO ANY UNIT IN THE LEGISLATIVE OR JUDICIAL BRANCH OF STATE GOVERNMENT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 64A, § 51(a) and (k).

In subsection (a) of this section, the term “permanent” is added to modify “positions” to reflect the apparent legislative intent evidenced by the use of the term “permanent” in the former defined term “[p]ermanent part-time employment”. See Revisor's Note to § 5-101 of this title.

Also in subsection (a) of this section, the former specific reference to “all offices ... directly responsible to the Governor” is deleted in light of the general reference to “all ... units in the executive branch”.

Also in subsection (a) of this section, the reference to “any unit with an independent personnel system” is added for clarity and to reflect the broad reference to all units in the executive branch. Given the clear authority of the Secretary to extend the provisions of this title even to the legislative and judicial branches, it is assumed that the General Assembly intended the basic scope of this law to cover at least the entire executive branch, including units with independent personnel systems.

Defined terms: “Position” § 1-101

“Secretary” § 1-101

5-103. CONSTRUCTION.

THIS TITLE DOES NOT AUTHORIZE THE HIRING OF ANY PART-TIME EMPLOYEE TO PERFORM WORK THAT IS NOT AUTHORIZED BY LAW TO BE PERFORMED BY A STATE EMPLOYEE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 64A, § 51(n).

The general reference to any “State employee” is substituted for the former reference to “full-time ... or ... other part-time employees” for brevity.