

IF, WITHIN 90 DAYS AFTER THE EMPLOYEE RECEIVES NOTICE FROM THIS STATE UNDER SUBSECTION (A) OF THIS SECTION, THE EMPLOYEE FAILS TO ENFORCE THE CLAIM AGAINST THE PERSON CAUSING THE INJURY OR FAILS TO GIVE WRITTEN NOTICE TO THIS STATE OF AN INTENT TO DO SO, THIS STATE, IN ITS OWN NAME AND FOR ITS OWN BENEFIT, MAY BRING AN ACTION OR JOIN IN AN ACTION.

(C) OTHER CLAIMS NOT BARRED.

AN ACTION BROUGHT BY THIS STATE UNDER THIS SECTION IS NOT A BAR TO ANY OTHER CLAIM RELATED TO THE INJURY.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 64A, § 37(g)(4).

In subsection (a) of this section, the phrase "injury for which ... leave is taken" is substituted for the former, somewhat misleading reference to a "compensable injury".

In subsection (b) of this section, the phrase "to this State" is added to clarify to whom the employee's notice must be given.

The State Personnel Article Review Committee notes, for consideration by the General Assembly, that subsection (b) of this section is silent as to what happens if an employee gives notice of an intent to enforce a claim, but takes no further action to enforce the claim.

Defined term: "Person" § 1-101

SUBTITLE 7. RELIGIOUS OBSERVANCES.

7-701. SCOPE OF SUBTITLE.

(A) IN GENERAL.

EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, THIS SUBTITLE APPLIES TO ALL EMPLOYEES, INCLUDING CLASSIFIED, UNCLASSIFIED, FULL-TIME, PART-TIME, PERMANENT, TEMPORARY, AND CONTRACTUAL EMPLOYEES, OF ALL UNITS IN THE EXECUTIVE, JUDICIAL, AND LEGISLATIVE BRANCHES OF STATE GOVERNMENT, INCLUDING ANY UNIT WITH AN INDEPENDENT PERSONNEL SYSTEM.

(B) EXCEPTIONS.

THIS SUBTITLE DOES NOT APPLY TO EMPLOYEES OF A UNIT THAT MUST PROVIDE A SERVICE CONTINUOUSLY ON A 7-DAY-A-WEEK BASIS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 64A, § 37B(a) and (b)(4).

Subsection (a) of this section revises the former definitions of "[a]gency" and "[e]mployee" as a unified statement of the scope of this subtitle. The specific reference to "permanent, temporary, and contractual" employees is added to