

7-704. POLICY EXCEPTIONS FOR EFFICIENT OPERATION.

A UNIT MAY ADOPT WRITTEN POLICIES THAT PROVIDE EXCEPTIONS TO THIS SUBTITLE FOR THE EFFICIENT-OPERATION OF THE UNIT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 64A, § 37B(b)(3).

SUBTITLE 8. COMPENSATORY LEAVE.

7-801. SCOPE OF SUBTITLE.

THIS SUBTITLE APPLIES TO:

(1) ALL CLASSIFIED SERVICE AND UNCLASSIFIED SERVICE EMPLOYEES IN THE STATE PERSONNEL MANAGEMENT SYSTEM; AND

(2) ALL EMPLOYEES IN THE EXECUTIVE BRANCH OF STATE GOVERNMENT WHO ARE APPOINTED OFFICIALS.

REVISOR'S NOTE: Item (1) of this section is new language added to clarify the scope of this subtitle in accordance with long-standing Departmental understanding and administrative practice.

Item (2) of this section, referring specifically to "appointed officials", is based on the reference in former Art. 64A, § 37(c) to these officials receiving compensation for unused compensatory leave.

Defined terms: "Classified service" § 1-101
"State Personnel Management System" § 1-101
"Unclassified service" § 1-101

7-802. COMPENSATION FOR UNUSED LEAVE.

EXCEPT FOR EMPLOYEES COVERED BY A COLLECTIVE BARGAINING AGREEMENT OR AS OTHERWISE REQUIRED BY FEDERAL LAW, AN EMPLOYEE SUBJECT TO THIS SUBTITLE IS ENTITLED, ON TERMINATION OF STATE EMPLOYMENT, TO COMPENSATION FOR NO MORE THAN 2 DAYS OF UNUSED COMPENSATORY LEAVE EARNED DURING THE CALENDAR YEAR IN WHICH THE EMPLOYEE'S STATE EMPLOYMENT TERMINATES.

REVISOR'S NOTE: This section is new language derived without substantive change from the third sentence of former Art. 64A, § 37(c), as it related to compensatory leave.

The phrase "or as otherwise required by federal law" is added to reflect the fact that, under federal law, certain employees may be entitled to additional compensation for unused compensatory time when their employment ends.

As to the earning of compensatory time, see Title 6, Subtitle 3 of this article.