

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 BRANCH OF STATE GOVERNMENT.

(B) EXCEPTION.

THIS SUBTITLE DOES NOT APPLY TO A UNIT WITH AN INDEPENDENT PERSONNEL SYSTEM.

REVISOR'S NOTE: This section is new language added for clarity.

The State Personnel Article Review Committee notes, for consideration by the General Assembly, that the material in this subtitle has been revised to cover only those executive branch employees who, under former Art. 64A, were subject to the general authority of the Secretary of Personnel.

Defined term: "Contractual employee" § 1-101

8-302. REIMBURSEMENT FOR LOSS OF PERSONAL ITEMS.

(A) REIMBURSEMENT ALLOWED.

(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN EMPLOYEE SUBJECT TO THIS SUBTITLE IS ENTITLED TO REIMBURSEMENT FOR THE LOSS OF ANY WEARING APPAREL, JEWELRY, EYEGASSES, OR PROSTHETIC DEVICE DAMAGED OR DESTROYED AS A RESULT OF AN INTENTIONAL ACT BY A CLIENT, PATIENT, PRISONER, OR OTHER INDIVIDUAL WHO IS IN THE CARE OR CUSTODY OF THIS STATE.

(2) REIMBURSEMENT IS ALLOWED UNDER THIS SECTION ONLY IF:

(I) THE LOSS OCCURS WHILE THE EMPLOYEE IS ENGAGED IN THE PERFORMANCE OF JOB DUTIES;

(II) THE ITEM IS ON THE PERSON OF THE EMPLOYEE WHEN IT IS DAMAGED OR DESTROYED; AND

(III) THE EMPLOYEE GIVES A WRITTEN REPORT OF THE ESTIMATED LOSS TO THE EMPLOYEE'S IMMEDIATE SUPERVISOR BEFORE THE CLOSE OF BUSINESS ON THE EMPLOYEE'S NEXT WORKDAY.

(B) AMOUNT OF REIMBURSEMENT.

TO THE EXTENT THAT THE EMPLOYEE IS NOT REIMBURSED UNDER ANY OTHER STATE LAW, THE EMPLOYEE'S UNIT SHALL REIMBURSE THE EMPLOYEE UNDER THIS SECTION FOR THE AMOUNT OF THE LOSS, BUT NOT MORE THAN \$100 FOR EACH ITEM.

(C) VERIFICATION.

EACH REIMBURSEMENT UNDER THIS SECTION IS SUBJECT TO REASONABLE VERIFICATION OF THE VALUE OF THE ITEM WHEN THE DAMAGE OR DESTRUCTION OCCURS.