

9-202. CAUSE REQUIRED.

AN APPOINTING AUTHORITY MAY REMOVE A CLASSIFIED SERVICE EMPLOYEE WHO HAS COMPLETED PROBATION ONLY FOR CAUSE.

REVISOR'S NOTE: This section is new language derived without substantive change from the first clause of former Art. 64A, § 33(b)(2)(i).

The former reference to an employee's being "permanently" removed is deleted as unnecessary because the notion of permanence is inherent in the concept of a removal.

Defined terms: "Appointing authority" § 1-101

"Classified service" § 1-101

"Probation" § 1-101

9-203. CAUSE PRESCRIBED BY REGULATION.

(A) REGULATIONS REQUIRED.

THE SECRETARY SHALL ADOPT REGULATIONS THAT PRESCRIBE WHAT MAY CONSTITUTE CAUSE FOR REMOVAL AFTER PROBATION OF CLASSIFIED SERVICE EMPLOYEES.

(B) DISCRIMINATION PROHIBITED.

A CLASSIFIED SERVICE EMPLOYEE MAY NOT BE REMOVED FOR ANY CAUSE PROHIBITED BY § 3-405 OF THIS ARTICLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 64A, § 33(d)(1).

In subsection (b) of this section, the phrase "for any cause prohibited by § 3-405 of this article" is substituted for the former, limited reference to "religious or political opinions or affiliations of any employee", to reflect the broader scope of § 3-405.

Defined terms: "Classified service" § 1-101

"Probation" § 1-101

"Secretary" § 1-101

9-204. HOW REMOVAL INITIATED.

AN APPOINTING AUTHORITY MAY REMOVE A CLASSIFIED SERVICE EMPLOYEE FOR CAUSE ONLY IF:

(1) WRITTEN CHARGES FOR REMOVAL ARE SUBMITTED TO THE SECRETARY:

(I) BY THE APPOINTING AUTHORITY; OR

(II) SUBJECT TO THE APPROVAL OF THE APPOINTING AUTHORITY OR THE SECRETARY, BY ANY RESIDENT OF THIS STATE;