

(B) UPON TERMINATION BEFORE JULY 1, 1990, OR UPON TERMINATION BY RETIREMENT ON OR AFTER JULY 1, 1990, EACH CLASSIFIED SERVICE EMPLOYEE IS ENTITLED TO HAVE ACCUMULATED SICK LEAVE DAYS ADDED TO THE EMPLOYEE'S CREDITABLE SERVICE FOR THE PURPOSES OF DETERMINING RETIREMENT BENEFITS UNDER THIS ARTICLE.

(C) A STATE EMPLOYEE WHO CAME INTO THE STATE SYSTEM WHILE RETAINING SICK LEAVE AND ANNUAL LEAVE BENEFITS UNDER A COUNTY SYSTEM AND WHO CAME UNDER THE PROVISIONS OF CHAPTER 423, ACTS OF 1971, SHALL BE ENTITLED TO THE SAME FULL CREDIT TOWARD RETIREMENT AS PROVIDED BY THIS SECTION.

REVISOR'S NOTE: Chapter _____, Acts of 1993, which enacted Division I of the State Personnel Article, also added this section, which formerly was Art. 64A, § 37(a)(6). The provisions of former Art. 64A, § 37(a)(6)(i), as they relate to the loss of accumulated sick leave for all other purposes, are revised in SP § 7-506(b).

In subsection (a) of this section, the phrase "[f]or purposes of determining retirement benefits under this article" is added for clarity and consistency.

The State Personnel Article Review Committee notes, for consideration by the General Assembly, that this section refers only to classified service employees. The Committee is uncertain as to whether or to what extent this section should be revised to apply to unclassified service employees who, under SP § 7-506, are also generally entitled to accumulate unused sick leave.

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(b) The following are [not subject to or included in the merit system] IN THE UNCLASSIFIED SERVICE OF THE STATE PERSONNEL MANAGEMENT SYSTEM:

- (1) Commissioners;
- (2) Executive Director;
- (3) General Counsel AND ASSISTANT GENERAL COUNSELS;
- (4) People's Counsel;
- (5) Personal staff for the commissioners; [and]
- (6) Taxicab license hearing officer[.]; AND
- (7) SHORTHAND REPORTER OF THE COMMISSION.

REVISOR'S NOTE: Chapter _____, Acts of 1993, which enacted Division I of the State Personnel Article, also amended subsection (b) of this section to add item (7) and the reference to "assistant general counsels" in item (3), which are derived without substantive change from former Art. 64A, §§ 3(6) and 4(8), and to make stylistic changes.