

13-103. EMPLOYEE RIGHTS.

EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, AN EMPLOYEE OF A LOCAL ENTITY:

(1) MAY FREELY PARTICIPATE IN ANY POLITICAL ACTIVITY AND EXPRESS ANY POLITICAL OPINION; AND

(2) MAY NOT BE REQUIRED TO PROVIDE ANY POLITICAL SERVICE.

REVISOR'S NOTE: Chapter _____, Acts of 1993, which enacted Division I of the State Personnel Article, also enacted this section, which is derived without substantive change from the first clause of former Art. 33, § 28-1 and Art. 33, § 28-1(3), as those provisions related to employees of local entities.

In item (1) of this section, the reference to "political activity" is substituted for the former reference to "politics or political campaigns" for brevity.

Defined term: "Local entity" § 13-101

13-104. EFFECT OF TITLE.

NOTWITHSTANDING ANY OTHER LAW OF THIS STATE EFFECTIVE ON OR BEFORE JUNE 30, 1973, OR ANY LOCAL LAW, THE RESTRICTIONS IMPOSED BY THIS TITLE ARE THE ONLY RESTRICTIONS ON THE POLITICAL ACTIVITIES OF AN EMPLOYEE OF A LOCAL ENTITY, EXCEPT FOR THE RESTRICTIONS IMPOSED ON EMPLOYEES OF A BOARD OF SUPERVISORS OF ELECTIONS BY ARTICLE 33, § 2-6 OF THE CODE.

REVISOR'S NOTE: Chapter _____, Acts of 1993, which enacted Division I of the State Personnel Article also enacted this section, which is derived without substantive change from former Art. 33, § 28-2, as it related to employees of local entities.

In the introductory language of this section, the phrase "[n]otwithstanding any other law ... effective on or before June 30, 1973" is substituted for the first clause of the first sentence of former Art. 33, § 28-2, which generally repealed conflicting State and local laws. The inclusion of the effective date of the former law recognizes the possibility that subsequent enactments may have been intended to supersede this title. See, e.g., Art. 2B, § 158(n)(8) of the Code.

The former reference to "Article 64A, § 9G" is deleted because Ch. ___, Acts of 1993, incorporates that former section in Art. 33, § 2-6 of the Code.

Defined term: "Local entity" § 13-101

13-105. RESTRICTIONS ON POLITICAL ACTIVITIES.

AN EMPLOYEE OF A LOCAL ENTITY MAY NOT:

(1) ENGAGE IN POLITICAL ACTIVITY WHILE ON THE JOB DURING WORKING HOURS; OR