

(1) the five candidates with the highest standing on the list of eligible candidates for the class in which the position is included; or

(2) if the list of eligible candidates contains fewer than five candidates, all of the candidates on the list.

(b) If the Secretary has approved a request for selective certification, the names certified under subsection (a) of this section may be limited to candidates who:

(1) meet the job-related qualifications specified in the request; or

(2) have indicated availability for the geographic area specified in the request.

(c) (1) If a class is unique to one unit, [the Secretary may allow] the unit SHALL [to] recruit, examine, and certify a list of eligible candidates to be considered for appointment to positions in the unique class IN ACCORDANCE WITH THE PROVISIONS OF THIS ARTICLE.

(2) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (1) OF THIS SUBSECTION, THE UNIT MAY REQUEST THAT THE DEPARTMENT RECRUIT, EXAMINE, AND CERTIFY A LIST OF ELIGIBLE CANDIDATES FOR ANY OF ITS UNIQUE CLASSES.

(3) (I) THE INDIVIDUAL IN THE UNIT CERTIFYING THE LIST SHALL CERTIFY THAT THE LIST WAS PREPARED IN ACCORDANCE WITH THE PROVISIONS OF THIS ARTICLE.

(II) IF A LIST PREPARED BY A UNIT IS FOUND NOT IN ACCORDANCE WITH THE PROVISIONS OF THIS TITLE:

1. THE INDIVIDUAL WHO CERTIFIED THE LIST SHALL BE SUBJECT TO APPROPRIATE DISCIPLINARY ACTION; AND

2. THE UNIT SHALL BE SUBJECT TO REVOCATION OF THE AUTHORITY TO RECRUIT, EXAMINE, AND CERTIFY CANDIDATES FOR APPOINTMENT.

(4) THE DEPARTMENT MAY AUDIT THE UNIT'S RECRUITMENT, EXAMINATION, AND CERTIFICATION PROCEDURES FOR COMPLIANCE WITH THE PROVISIONS OF THIS ARTICLE.

(d) (1) Without holding an examination, the Secretary OR AN APPOINTING AUTHORITY FOR A UNIQUE CLASS may prepare a special list of eligible candidates whom the Division of Vocational Rehabilitation of the Department of Education certifies as being physically capable and adequately trained to qualify for a specified position in the classified service.

(2) An appointing authority may use the special list of eligible candidates to fill the specified position.