

(4) The Department may audit the PRINCIPAL DEPARTMENT'S OR OTHER INDEPENDENT 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] THE HEAD OF A PRINCIPAL DEPARTMENT OR OTHER INDEPENDENT UNIT 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.

(3) The Secretary or [an appointing authority] THE HEAD OF A PRINCIPAL DEPARTMENT OR OTHER INDEPENDENT UNIT for a unique class may set a maximum number of candidates that may be appointed from the special list of eligible candidates.

(e) Each list of eligible candidates that is certified by the Secretary or [an appointing authority] THE HEAD OF A PRINCIPAL DEPARTMENT OR OTHER INDEPENDENT UNIT FOR A UNIQUE CLASS shall contain the addresses of the candidates named in the list.

4-306.

(a) If a request to fill a vacancy is received and a list of eligible candidates does not exist, the Secretary OR THE HEAD OF A PRINCIPAL DEPARTMENT OR OTHER INDEPENDENT UNIT FOR A UNIQUE CLASS:

(1) shall establish a list of eligible candidates in accordance with this title; and

(2) if necessary to prevent the stoppage of public business pending establishment of the list, may certify, with or without a competitive examination, a qualified individual as eligible for temporary appointment as a temporary pending employee.

(b) A temporary pending employee appointed under this section serves at the pleasure of the employee's appointing authority and is not entitled to any of the rights, including the right to notice and hearing, provided other employees under § 4-504, § 4-604, § 6-107, Title 9, or Title 10 of this article.

(c) A temporary pending employee appointed under this section may continue in the position only until a list of eligible candidates is established and the position is filled on a permanent basis.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1995.

Approved May 9, 1995.