

from among those persons appearing in any position on a list of eligible persons prepared by the Secretary of Personnel in accordance with the provisions of the State Personnel Article that govern classified service employees.

(c) Notwithstanding any other provisions of law the [Superintendent] SECRETARY may appoint, without examination, any police employee holding a commissioned rank to the rank of Major and any police employee holding a commissioned rank of not less than Captain to the rank of Lieutenant Colonel. A police employee appointed in accordance with this provision shall continue to serve at the [Superintendent's] SECRETARY'S pleasure. Upon termination of an appointment by the [Superintendent] SECRETARY under this subsection, the police employee may return to the rank held prior to the appointment or to a higher rank to which [he] THE POLICE EMPLOYEE has become eligible for promotion during [his] THE POLICE EMPLOYEE'S appointment, notwithstanding any other provision of law.

DRAFTER'S NOTE:

Subsections (a), (b), and (c) of this section are amended to reflect the status of the head of the Department of State Police as the Secretary of a principal department of State government in light of Chs. 165 and 166, Acts of 1994 and to make stylistic changes.

21.

Employment of any employee shall terminate upon his death, retirement, resignation or discharge. Retirement shall occur in accordance with the applicable provisions of §§ 31 through 37 OF THIS ARTICLE or §§ 49 through 62 OF THIS ARTICLE and, except as to the [Superintendent] SECRETARY, shall be mandatory as provided in [§§] § 31 (a) OF THIS ARTICLE or § 53 (a) (3) OF THIS ARTICLE. Resignation of an employee shall not be valid until accepted by the [Superintendent] SECRETARY, but acceptance shall not be withheld unless proceedings for discharge are contemplated or pending. An employee, other than a probationary employee, may be discharged only in accordance with the provisions of the State Personnel Article that govern classified service employees.

DRAFTER'S NOTE:

This section is amended to reflect the status of the head of the Department of State Police as the Secretary of a principal department of State government in light of Chs. 165 and 166, Acts of 1994 and to make stylistic changes.

22.

(a) From and after July 1, 1974, all police employees of the [Maryland State Police] DEPARTMENT shall receive such salary, including any increment based upon length of service, as set forth in a salary plan proposed by the [Superintendent] SECRETARY of THE [Maryland] State Police and approved by the Secretary of Personnel, and provided in the State budget.