

(II) ISSUE TO THE PARTIES A WRITTEN DECISION THAT INCLUDES NOTICE OF ANY REMEDIAL ACTION TAKEN.

(C) (1) IF THE SECRETARY OR DESIGNEE DETERMINES THAT A VIOLATION HAS NOT OCCURRED, THE SECRETARY OR DESIGNEE SHALL DISMISS THE COMPLAINT.

(2) IF THE SECRETARY OR DESIGNEE DETERMINES THAT A VIOLATION HAS OCCURRED, THE SECRETARY OR DESIGNEE SHALL TAKE APPROPRIATE REMEDIAL ACTION.

(D) AS REMEDIAL ACTION FOR A VIOLATION OF § 5-208 OF THIS SUBTITLE, THE SECRETARY OR DESIGNEE MAY:

(1) ORDER THE REMOVAL OF DETRIMENTAL INFORMATION FROM THE COMPLAINANT'S STATE PERSONNEL RECORDS;

(2) REQUIRE THE HEAD OF THE PRINCIPAL UNIT TO:

(I) HIRE, PROMOTE, OR REINSTATE THE COMPLAINANT OR END THE COMPLAINANT'S SUSPENSION FROM EMPLOYMENT;

(II) AWARD THE COMPLAINANT BACK PAY UP TO THE DAY OF THE VIOLATION;

(III) GRANT THE COMPLAINANT LEAVE OR SENIORITY;

(IV) TAKE APPROPRIATE DISCIPLINARY ACTION AGAINST ANY INDIVIDUAL WHO CAUSED THE VIOLATION; OR

(V) TAKE ANY OTHER REMEDIAL ACTION THAT THE SECRETARY OR DESIGNEE CONSIDERS APPROPRIATE.

(E) THE DECISION OF THE SECRETARY OR DESIGNEE IS FINAL.

5-214.

INFORMATION OBTAINED AS PART OF AN INVESTIGATION CONDUCTED UNDER THIS SUBTITLE IS CONFIDENTIAL WITHIN THE MEANING OF TITLE 10, SUBTITLE 6 OF THE STATE GOVERNMENT ARTICLE.

5-215.

AN EMPLOYEE WHO VIOLATES OR FAILS TO COMPLY WITH THIS SUBTITLE IS SUBJECT TO DISCIPLINARY ACTION, INCLUDING TERMINATION OF EMPLOYMENT.

Subtitle 3. Maryland Whistleblower Law IN THE EXECUTIVE BRANCH OF STATE GOVERNMENT.

[3-301.

This subtitle applies only to:

(1) classified service and unclassified service employees in the executive branch of State government; and