

(e) (1) After notice and a public hearing, the Secretary or the head of the principal department or other independent unit for a unique class may cancel all or part of a list of eligible candidates for illegality or fraud.

(2) Notice under this subsection shall be given in the manner specified in § 4-207 of this subtitle.]

[4-210.

(a) Subject to the requirements of subsection (b) of this section, the Secretary or the head of a principal department or other independent unit for a unique class may disqualify and remove from a list of eligible candidates any candidate who:

(1) willfully misrepresents a material matter in an application for an examination;

(2) fails to satisfy any minimum standard for education, experience, or physical qualification specified for the class;

(3) if a physical examination is required, fails to meet a reasonable standard of physical condition as determined by an approved physician; or

(4) has indicated availability for employment statewide or in a specific geographic area of this State and fails to respond to a notice for an interview for a position, or declines an offer of appointment, in any area of indicated availability.

(b) The Secretary or the head of a principal department or other independent unit for a unique class may not disqualify a candidate under this section unless the Secretary or the Secretary's designee or the head of the principal department or other independent unit for a unique class:

(1) gives the candidate written notice of the reason for the proposed disqualification;

(2) allows the candidate an opportunity to submit a written response; and

(3) if the candidate submits a written response, considers the response in deciding whether to disqualify the candidate.]

7-201.

(A) THIS SUBTITLE DOES NOT APPLY TO A SPECIAL APPOINTMENT ~~EMPLOYEE POSITION~~ IN THE SKILLED SERVICE OR PROFESSIONAL SERVICE.

(B) EACH UNIT SHALL FILL VACANT SKILLED SERVICE AND PROFESSIONAL SERVICE POSITIONS IN ACCORDANCE WITH A POSITION SELECTION PLAN.

(C) TO ENSURE COMPLIANCE WITH STATE AND FEDERAL EMPLOYMENT LAWS AND TO ENSURE CONSISTENCY IN RECRUITMENT AND HIRING PRACTICES IN THE STATE PERSONNEL MANAGEMENT SYSTEM, THE DEPARTMENT SHALL :

(1) ASSIST UNITS IN DEVELOPING APPLICATION FORMS, POSITION SELECTION PLANS, SELECTION TESTS, AND ANNOUNCEMENT FORMS; AND