

(d) A unit may appoint an individual to be a temporary extra employee to a position in a class unique to that unit without making a request to the Secretary.

(e) The appointment of a temporary extra employee under this section:

- (1) may not exceed 6 months; and
- (2) to the extent practicable, shall be made from a list of eligible candidates.]

13-101.

(A) IN THIS TITLE, "CONTRACTUAL EMPLOYEE" MEANS AN INDIVIDUAL:

(1) WHO, UNDER A WRITTEN AGREEMENT, PROVIDES TEMPORARY PERSONAL SERVICES TO THE STATE FOR PAY;

(2) WHO IS NOT EMPLOYED IN A BUDGETED POSITION; AND

(3) WHO HAS AN EMPLOYER-EMPLOYEE RELATIONSHIP WITH THE STATE IN WHICH THE STATE:

(I) FURNISHES NECESSARY TOOLS AND A PLACE TO WORK;

(II) HAS THE RIGHT TO CONTROL AND DIRECT THE DETAILS, MEANS, AND RESULTS OF THE PERFORMANCE OF THE SERVICES; AND

(III) HAS THE RIGHT TO DISCHARGE THE INDIVIDUAL FROM EMPLOYMENT.

(B) "CONTRACTUAL EMPLOYEE" DOES NOT INCLUDE AN INDIVIDUAL WHO IS EMPLOYED AS:

(1) AN EMPLOYEE IN THE:

(I) SKILLED SERVICE;

(II) PROFESSIONAL SERVICE;

(III) MANAGEMENT SERVICE; OR

(IV) EXECUTIVE SERVICE; OR

(2) AN EMERGENCY EMPLOYEE.

Subtitle 2. Contractual Employees Generally.

[12-201.] 13-201.

(a) This subtitle applies to all units in the executive branch of State government, except [any] A unit with an independent personnel system.

(b) The Secretary may exempt specific types of contractual employees from the certification and other requirements of this subtitle.