

(I) THE EXECUTIVE SERVICE OF THE STATE PERSONNEL MANAGEMENT SYSTEM; OR

(II) A UNIT OF THE EXECUTIVE BRANCH WITH AN INDEPENDENT PERSONNEL SYSTEM WHO IS:

1. THE CHIEF ADMINISTRATOR OF THE UNIT OR A COMPARABLE POSITION THAT IS NOT EXCLUDED UNDER ITEM (3) OF THIS SUBSECTION AS A CONSTITUTIONAL OR ELECTED OFFICE; OR

2. A DEPUTY OR ASSISTANT ADMINISTRATOR OF THE UNIT OR A COMPARABLE POSITION;

(7) (I) A TEMPORARY OR CONTRACTUAL EMPLOYEE IN THE STATE PERSONNEL MANAGEMENT SYSTEM; OR

(II) A CONTRACTUAL, TEMPORARY, OR EMERGENCY EMPLOYEE IN A UNIT OF THE EXECUTIVE BRANCH WITH AN INDEPENDENT PERSONNEL SYSTEM;

~~(8) A MEMBER OF THE FACULTY OF A STATE INSTITUTION OF HIGHER EDUCATION;~~

~~(9)~~ (8) AN EMPLOYEE WHO IS ENTITLED TO PARTICIPATE IN COLLECTIVE BARGAINING UNDER ANOTHER LAW;

~~(10)~~ (9) AN EMPLOYEE WHOSE PARTICIPATION IN A LABOR ORGANIZATION WOULD BE CONTRARY TO THE STATE'S ETHICS LAWS; OR

~~(11)~~ (10) ANY SUPERVISORY, MANAGERIAL, OR CONFIDENTIAL EMPLOYEE AS DEFINED BY REGULATION BY THE SECRETARY.

3-103.

THIS TITLE AND ANY AGREEMENT UNDER THIS TITLE DO NOT LIMIT OR OTHERWISE INTERFERE WITH THE POWERS OF THE MARYLAND GENERAL ASSEMBLY UNDER ARTICLE III, § 52 OF THE MARYLAND CONSTITUTION.

SUBTITLE 2. STATE LABOR RELATIONS BOARD.

3-201.

THERE IS A STATE LABOR RELATIONS BOARD IN THE DEPARTMENT.

3-202.

(A) THE BOARD CONSISTS OF THE FOLLOWING FIVE MEMBERS:

(1) THE SECRETARY OR A DESIGNEE OF THE SECRETARY; ~~AND~~

(2) ~~FOUR MEMBERS OF THE GENERAL PUBLIC~~ TWO MEMBERS WITH KNOWLEDGE OF LABOR ISSUES APPOINTED BY THE GOVERNOR WITH THE ADVICE AND CONSENT OF THE SENATE, WHO:

(I) ARE NOT OFFICERS OR EMPLOYEES OF THE STATE OR ~~OF~~ AN EMPLOYEE ORGANIZATION; AND