

(ii) The following are in the executive service, management service, or are special appointments in the State Personnel Management System:

1. each commissioner of the Commission;
2. the Executive Director;
3. the General Counsel and each assistant general counsel;
4. the People's Counsel;
5. the commissioners' personal staff members; [and]
6. each license hearing officer; AND
7. ALL COMMISSION PERSONNEL HIRED TO POSITIONS IN THE PROFESSIONAL SERVICE AFTER JUNE 30, 1999 IN POSITIONS IN:
 - A. THE MANAGEMENT SERVICE;
 - B. THE PROFESSIONAL SERVICE; AND
 - C. THE SKILLED SERVICE WHO ARE EMPLOYED AS ACCOUNTANTS, AUDITORS, AND ENGINEERS.

~~(III) IF A POSITION IS HELD BY AN EMPLOYEE IN THE PROFESSIONAL SERVICE IN THE STATE PERSONNEL MANAGEMENT SERVICE ON JUNE 30, 1999, THE POSITION SHALL BE DESIGNATED AS A SPECIAL APPOINTMENT WHEN THE POSITION BECOMES VACANT.~~

~~(E) EXCEPT FOR COMMISSION PERSONNEL IN POSITIONS SUBJECT TO SUBSECTION (D)(8)(III) OF THIS SECTION, THE COMPENSATION OF PERSONNEL UNDER SUBSECTION (D) OF THIS SECTION SHALL BE DETERMINED BY THE COMMISSION AND, IF POSSIBLE, IN ACCORDANCE WITH THE STATE PAY PLAN.~~

(E) THE COMPENSATION OF THE FOLLOWING PERSONNEL SHALL BE DETERMINED BY THE COMMISSION AND, IF POSSIBLE, IN ACCORDANCE WITH THE STATE PAY PLAN:

- (1) THE SPECIAL APPOINTMENT ATTORNEYS IN THE OFFICE OF THE GENERAL COUNSEL;
- (2) EACH LICENSE HEARING OFFICER; AND
- (3) ALL COMMISSION PERSONNEL IN POSITIONS IN:
 - (I) THE MANAGEMENT SERVICE;
 - (II) THE PROFESSIONAL SERVICE; AND
 - (I) THE PROFESSIONAL SERVICE;
 - (II) THE MANAGEMENT SERVICE; AND