

~~(III) ALL ELIGIBLE PROFESSIONAL EMPLOYEES, AS DEFINED BY THE BOARD, AND~~

~~(IV) (III) ALL ELIGIBLE SWORN POLICE OFFICERS.~~

[(d)](E) (1) [The] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE Secretary or the Secretary's designee shall have the authority to assign classification titles and positions to bargaining units as appropriate.

~~(2) THE GOVERNING BOARD OF A STATE INSTITUTION OF HIGHER EDUCATION SHALL HAVE THE AUTHORITY TO ASSIGN CLASSIFICATION TITLES AND POSITIONS TO BARGAINING UNITS IN THAT INSTITUTION AS APPROPRIATE.~~

(2) THE FOLLOWING INDIVIDUALS AND ENTITIES SHALL ASSIGN CLASSIFICATION TITLES AND POSITIONS TO BARGAINING UNITS AT THE FOLLOWING INSTITUTIONS:

(I) AT A SYSTEM INSTITUTION, THE PRESIDENT OF THE SYSTEM INSTITUTION; AND

(II) AT MORGAN STATE UNIVERSITY, ST. MARY'S COLLEGE OF MARYLAND, OR BALTIMORE CITY COMMUNITY COLLEGE, THE GOVERNING BOARD OF THE INSTITUTION.

3-406.

(a) The Board shall certify as exclusive representative the employee organization receiving the votes in an election from a majority of the employees voting in the election.

[(b) Without conducting an election, the Board shall certify as exclusive representative the employee organization designated in the petition filed under § 3-402 of this subtitle, if:

(1) that organization is the only employee organization that would be named on a ballot in an election; and

(2) the organization files with the Board a certification that a majority of the employees in the bargaining unit want to be represented by that organization.]

[(c)] (B) After notice and an opportunity for a hearing, the Board may deny or revoke certification as exclusive representative of an employee organization for willful failure to comply with:

(1) this title; or

(2) the governing documents of the organization.

3-501.

(a) (1) ~~The Governor~~ OR THE GOVERNING BOARD OF A STATE INSTITUTION OF HIGHER EDUCATION THE FOLLOWING INDIVIDUALS OR ENTITIES shall designate