

2-417. SAME — TERMINATION.

(A) IN GENERAL.

AN EMPLOYEE, OTHER THAN AN EMPLOYEE IN PROBATIONARY STATUS, MAY BE TERMINATED FROM EMPLOYMENT ONLY IN ACCORDANCE WITH THE STATE PERSONNEL AND PENSIONS ARTICLE.

(B) EMPLOYEES IN PROBATIONARY STATUS.

THE SECRETARY MAY TERMINATE THE EMPLOYMENT OF AN EMPLOYEE IN PROBATIONARY STATUS FOR ANY REASON THAT THE SECRETARY CONSIDERS SUFFICIENT.

REVISOR'S NOTE: This section is new language derived without substantive change from the third sentence of former Art. 88B, § 18 and the fourth sentence of § 21.

In subsection (a) of this section, the reference to an "employee in probationary status" is substituted for the former reference to a "probationary employee" for consistency with subsection (b) of this section and § 2-403 of this subtitle.

Also in subsection (a) of this section, the reference to an employee being "terminated" from employment is substituted for the former reference to being "discharged" to conform to terminology used in the State Personnel and Pensions Article. See Title 11, Subtitle 3 of the State Personnel and Pensions Article.

In subsection (b) of this section, the former phrase "in the Secretary's sole discretion" is deleted as implicit in the power of the Secretary to terminate the employment of a probationary employee.

Defined term: "Secretary" § 2-101

2-418. REAPPOINTMENTS.

(A) POLICE EMPLOYEES.

(1) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPHS (2) AND (3) OF THIS SUBSECTION, A POLICE EMPLOYEE WHO RESIGNS FROM THE DEPARTMENT FOR ANY REASON MAY NOT BE REAPPOINTED.

(2) A POLICE EMPLOYEE WHO RESIGNS TO ENTER MILITARY SERVICE MAY BE REAPPOINTED.

(3) BY RULE, THE SECRETARY MAY REAPPOINT A POLICE EMPLOYEE WHO RESIGNED IN GOOD STANDING IF THE INDIVIDUAL MEETS THE REQUIREMENTS THEN APPLICABLE FOR INITIAL APPOINTMENT.

(4) AN INDIVIDUAL MAY NOT BE REAPPOINTED TO A RANK HIGHER THAN THE RANK THAT THE INDIVIDUAL PREVIOUSLY HELD AS A POLICE EMPLOYEE.

(B) TERMINATED EMPLOYEES.