

(1) assign a class to the skilled service, professional service, management service, or executive service, as appropriate; and

(2) designate SPECIAL APPOINTMENT positions [that are filled by special appointment] ~~IN THE STATE PERSONNEL MANAGEMENT SYSTEM OR COMPARABLE POSITIONS IN AN INDEPENDENT PERSONNEL SYSTEM IN THE EXECUTIVE BRANCH OF STATE GOVERNMENT THAT:~~

(I) MUST BE FILLED WITHOUT REGARD TO POLITICAL AFFILIATION, BELIEF, OR OPINION; OR

(II) IN ACCORDANCE WITH ~~THE PREVAILING CASE LAW OF THE UNITED STATES SUPREME COURT~~ § 6-405(B) OF THIS ARTICLE, MAY BE FILLED WITH REGARD TO POLITICAL AFFILIATION, BELIEF, OR OPINION.

4-302.

(a) The Secretary shall submit to the Governor and, subject to § 2-1246 of the State Government Article, to the General Assembly an annual report for each fiscal year that:

(1) provides information about the various personnel areas under the Secretary's jurisdiction, including:

(i) employee performance and efficiency;

(ii) use of leave by State employees;

(iii) incentive awards;

(iv) whistleblower proceedings;

(v) each denial of a pay increase, each disciplinary suspension, each grievance, each involuntary demotion, and each rejection on probation; and

(vi) a summary of the equal employment opportunity report required under § 5-204 of this article, including hiring, firing, promotions, terminations, and rejections on probation, by race, sex, and age;

(2) provides statistics and rankings that compare minority group State employees to all State employees in all job categories;

(3) provides information about part-time work and, in the Secretary's discretion, alternate work schedules, work days, and work locations; [and]