

(i) Total length of employment in State service, with the employee with the shortest service being laid off first; or

(ii) If these employees have the same total length of service, the appointing authority shall determine which employee to retain by a written evaluation of the skills, knowledge, or abilities of each employee. The appointing authority shall submit this evaluation to the Secretary of Personnel.

(4) An order of reinstatement for laid-off employees determined by seniority points, including provisions that:

(i) An employee with the highest number of seniority points shall be reinstated first to the classification in which the layoff occurred or any lower classification in the same job series within the department where the layoff occurred; and

(ii) Reinstatement into any other comparable job classification to which the Secretary has certified the laid-off employees shall be made from the top 5 senior employees laid off.

[(d)] (E) The Secretary shall adopt rules and regulations for reinstatement of unclassified employees that are similar to the rules and regulations for reinstatement of classified employees.

[(e)] (F) The University of Maryland shall develop layoff and reinstatement procedures for their classified employees in coordination with the Secretary of Personnel.

[(f)] (G) This section may not be interpreted to prevent the layoff of an employee who files a written request to be laid off with the Secretary of Personnel.

REVISOR'S NOTE: Chapter ____, Acts of 1991, which enacted the Labor and Employment Article, also amended this section to renumber the existing subsections and to add new subsection (a), which is derived without substantive change from the first sentence of former Art. 101, § 71(b)(7).

In subsection (a) of this section, the reference to the "Board for the State Accident Fund" is substituted for the former reference to the Fund, to conform to LA § 10-113, which enables the Board to employ staff.

Article 78B – Racing Commission

32.

(a) The Maryland Jockey Injury Compensation Fund, Incorporated, is established as a non-profit corporation.

(b) (1) The Fund shall secure [workmen's] WORKERS' compensation insurance coverage on a blanket basis for the benefit of all jockeys who are COVERED employees [pursuant to § 21(d) of Article 101 of the Code] UNDER § 9-212 OF THE LABOR AND EMPLOYMENT ARTICLE.