

Annotated Code of Maryland
(1988 Replacement Volume and 1990 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 64A - Merit System

30.

(a) (1) The Secretary of Personnel shall formulate rules and regulations for the administration of §§ 27-30, which shall include provisions for automatic increases, from minimum to maximum, of the rates established by the schedule, except that the Secretary shall have the power to establish flat or fixed salaries and wage rates for special classifications or cases, (for a period not to exceed two years) where provision for automatic increases are deemed inadvisable; and such rules shall, after approval by the Governor, have the force of law in the same manner as other conditions herein prescribed.

(2) The Secretary shall have the power and authority at any time to increase or decrease any rates of pay for all employees in the classified and in the unclassified service, and said increased or decreased rates of pay shall, after approval by the Governor, apply to all employees in the classification or classifications so affected, including incumbent employees and new employees.

(b) Subject to the approval of the Secretary of Personnel, and not otherwise, the automatic increases in salary rates provided for hereinabove in this section shall not apply in the instances specified in this subsection, and no such increase or increases over an existing salary shall be paid to any person if:

(1) The probation period for such person shall have been extended for a longer period than six months, pursuant to the provisions of § 33 of this article, during the period of the extended probation; or

(2) The person has been suspended for disciplinary purposes, pursuant to the provisions of § 36 of this article, during the period of one year from the time of suspension; or

(3) (I) The appointing authority for the position involved has recommended that the person not receive the automatic increase in any year because of [his] THE PERSON'S unusual or excessive rate of absenteeism, inefficiency, or other substantial reason affecting adversely [his] THE PERSON'S value as an employee.

(II) An appointing authority who exercised the power conferred by this paragraph for a second time as to the same person [shall] MAY immediately thereafter file charges for [his] THE PERSON'S permanent removal from the classified service, acting generally pursuant to the provisions of § 33 of this article, with further proceedings to be had thereunder.