

HOUSE BILL 1464

P4, O1

8lr0106

By: **Chair, Appropriations Committee (By Request – Departmental – Human Resources)**

Introduced and read first time: February 15, 2008

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **State Personnel – Baltimore City Department of Social Services Legal**
3 **Services Division – Transfer of Personnel**

4 FOR the purpose of expanding the kinds of attorneys required to represent a local
5 department of social services; transferring the contractual employees of the
6 Baltimore City Department of Social Services, Legal Services Division, to the
7 Department of Human Resources; requiring the creation of certain Position
8 Identification Numbers for transferred employees; requiring each transferred
9 employee to be placed in a certain classification in the State Personnel
10 Management System; requiring each transferred employee to be placed in a
11 comparable position classification without further examination or qualification
12 and credited with a certain number of years of State service for purposes of
13 seniority; and generally relating to the transfer of certain personnel to the
14 Department of Human Resources.

15 BY repealing and reenacting, with amendments,
16 Article – Human Services
17 Section 3–601(a)
18 Annotated Code of Maryland
19 (2007 Volume)

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

22 **Article – Human Services**

23 3–601.

24 (a) (1) Except as provided in paragraph (2) of this subsection, the attorney
25 to, or an attorney designated by, the local governing authority in each county **OR AN**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **ATTORNEY EMPLOYED BY THE STATE** shall institute and defend each civil action in
2 which the local department is a party.

3 (2) In Cecil County, the local department may secure the services of
4 attorneys to represent it in all legal matters affecting the local department.

5 SECTION 2. AND BE IT FURTHER ENACTED, That:

6 (1) All contractual employees of the Baltimore City Department of
7 Social Services, Legal Services Division, shall be transferred to the Department of
8 Human Resources; and

9 (2) (i) A position identification number (PIN) shall be created for
10 each transferred employee;

11 (ii) Each transferred employee shall be placed in a State
12 classification in the State Personnel Management System commensurate with the
13 employee's salary grade at the time of the transfer;

14 (iii) The salary grade shall be determined using a salary based
15 on the same hourly rate of salary of the employee at the time of the transfer; and

16 (iv) Each transferred employee shall be placed in a position
17 classification that is comparable to or most closely compares to the employee's former
18 position without further examination or qualification and credited with years of State
19 service equal to the amount of time employed under contract for purposes of seniority,
20 including the determination of leave accumulation and determination of layoff rights
21 under Titles 9 and 11 of the State Personnel and Pensions Article.

22 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 July 1, 2008.