

SEC. 2. *And be it further enacted by the General Assembly of Maryland, That this Act shall take effect June 1, 1970.*

Approved April 28, 1970

CHAPTER 506
(House Bill 1084)

AN ACT to repeal and re-enact, with amendments, Section 33 of Article 64A of the Annotated Code of Maryland (1968 Replacement Volume), title "Merit System," reducing the probationary period of classified State employees, and to correct an error therein.

SECTION 1. *Be it enacted by the General Assembly of Maryland, That Section 33 of Article 64A of the Annotated Code of Maryland (1968 Replacement Volume), title "Merit System," be and it is hereby repealed and re-enacted, with amendments, to read as follows:*

33.

An employee may be permanently separated from the classified service through resignation, rejection on probation or removal, and may be temporarily separated through layoff, suspension or leave of absence.

The Commissioner shall by rule prescribe what shall constitute resignation.

The appointing authority may at any time before the expiration of the probation period reject any person appointed to a position in his department upon statement in writing to the Commissioner of the cause for rejection; the probation period shall be for a period not exceeding ~~【six months】~~ 90 days, *except for positions higher than the pay scale numbered 7 on January 1, 1967, in which positions the probation period shall be for a period not exceeding six months*, unless the appointing authority shall suggest and the Commissioner shall approve a longer period, which ~~【in no event shall】~~ *shall in no event under any circumstances, including changes of job classifications, exceed 【one year】 six months, except for positions higher than the pay scale numbered 12 on January 1, 1967, in which positions the period of probation shall not exceed one year*, provided that no appointing authority shall have power to remove a probationer who has been appointed by promotion from another class without the consent of the Commissioner. The employee so rejected shall be considered permanently separated from such position, but Commissioner may keep the name of the person thus rejected on the eligible list from which he was appointed for future certification to another position in the class to which the list applies.

No employee who has completed his probation may be permanently removed from the classified service except for cause, upon written charges and after an opportunity to be heard in his own defense. Such charges may be filed by the appointing authority