

AN EMPLOYEE OF THE DEPARTMENT OF FISCAL SERVICES TO A POSITION IN THE EXECUTIVE BRANCH, THE SECRETARY OF PERSONNEL MAY REQUEST THAT THE PRESIDENT OF THE SENATE OR THE SPEAKER OF THE HOUSE OF DELEGATES OR THEIR REPRESENTATIVE CERTIFY AS TO THE FULL TIME PERMANENT STATUS OF SUCH EMPLOYEE AND THE CERTIFICATION SHALL BE SATISFACTORY EVIDENCE FOR THE PURPOSES OF THE PROVISIONS OF SUBSECTION (A) OF THIS SECTION.

(C) PURSUANT TO THE PROVISIONS OF SUBSECTIONS (A) AND (B) OF THIS SECTION, ANY EMPLOYEE OF THE GENERAL ASSEMBLY THAT TRANSFERRED TO A POSITION IN THE EXECUTIVE OR JUDICIAL BRANCH ON OR AFTER JULY 1, 1977, AND SUFFERED ANY LOSS OF COMPENSATION OR BENEFITS SOLELY AS A RESULT OF THEIR PRIOR SERVICE WITH THE GENERAL ASSEMBLY NOT BEING RECOGNIZED AS FULL TIME PERMANENT SERVICE, SHALL HAVE THEIR COMPENSATION AND BENEFITS REINSTATED AT THE APPROPRIATE LEVEL AND SHALL BE REIMBURSED FOR ANY LOSS IN SALARY FROM THE EFFECTIVE DATE OF THEIR TRANSFER.

(D) ANY FULL TIME PERMANENT EMPLOYEE OF THE GENERAL ASSEMBLY OF MARYLAND, THE DEPARTMENT OF LEGISLATIVE REFERENCE, OR THE DEPARTMENT OF FISCAL SERVICES WHO SEPARATES FROM STATE SERVICE AND RETURNS TO STATE SERVICE IN THE EXECUTIVE OR JUDICIAL BRANCH WITHIN 3 YEARS FROM THE TIME OF SEPARATION FROM ACTIVE DUTY SHALL BE ELIGIBLE FOR REINSTATEMENT AND SHALL RECEIVE FULL CREDIT FOR ANY PRIOR STATE SERVICE.

SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that full time permanent employees of the State of Maryland that transfer employment from one branch of government to another or full time permanent employees of the General Assembly who separate from active duty but return to State service in another branch of government within three years from the time of separation should not suffer a loss of benefits solely as a result of their employment in a particular branch of government and that in the event of a transfer to a higher grade, the employee should receive the benefit of a promotional increase as provided for in the rules and regulations of the Department of Personnel.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act is hereby declared to be an emergency measure and necessary for the immediate preservation of the public health and safety and having been passed by a yea and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, the same shall take effect from the date of its passage.

Approved May 29, 1978.