

SECTION 2. AND BE IT FURTHER ENACTED, That all laws or parts of laws, public general or public local, inconsistent with this Act, are repealed to the extent of the inconsistency.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall be construed retroactively and shall be applied to and interpreted to affect any liabilities arising on or after July 1, 1992.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1995.

Approved May 25, 1995.

CHAPTER 625

(House Bill 309)

AN ACT concerning

State Employees – State Substance Abuse Policy – Probation Before Judgment

FOR the purpose of providing that an appointing authority may not consider a probation before judgment to be a conviction for purposes of the State Substance Abuse Policy under certain circumstances; allowing an appointing authority to impose certain disciplinary action against an employee under certain circumstances; clarifying that this Act does not alter or eliminate certain reporting requirements; defining certain terms; and generally relating to the consideration of probation before judgment under the State Substance Abuse Policy.

BY repealing and reenacting, without amendments,

Article 27 – Crimes and Punishments

Section 641(a)(1)(i)1, (2), and (3) and (c)

Annotated Code of Maryland

(1992 Replacement Volume and 1994 Supplement)

BY adding to

Article – State Personnel and Pensions

Section 3-601, to be under the new subtitle “Subtitle 6. State Substance Abuse Policy”

Annotated Code of Maryland

(1994 Volume)

Preamble

WHEREAS, The State Substance Abuse Policy provides that a conviction includes a probation before judgment for purposes of imposing disciplinary actions on State employees; and