

(2) AN UNCLASSIFIED EMPLOYEE OF THE FUND MAY NOT BE PERMANENTLY REMOVED UNLESS:

(I) WRITTEN CHARGES ARE FILED;

(II) THE EMPLOYEE HAS AN OPPORTUNITY FOR A HEARING IN ACCORDANCE WITH TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE; AND

(III) THERE IS CAUSE FOR REMOVAL.

REVISOR'S NOTE: Subsection (a) of this section is new language derived without substantive change from the first clause of former Art. 101, § 71(b)(1) and the first clause of (4).

Subsection (b)(1) of this section is new language that in part is derived without substantive change from former Art. 101, § 71(b)(2)(ii), (3) and the second clause of (4) and in part added to reflect an exception for certain classified employees hired before July 1, 1990.

Subsection (b)(2) of this section is new language added to state expressly that which only was implied in former Art. 101, § 71(b)(2) and (3), i.e., that a classified employee who was hired by the Fund before July 1, 1990 and who is in a nonprofessional or nontechnical position shall remain a member of the classified service.

Subsections (c) and (d) of this section are new language derived without substantive change from former Art. 101, § 71(b)(6) and the second sentence of (7).

In subsection (a)(1) of this section, the former phrases "to assist him [the Superintendent] in his duties" are deleted as surplusage.

Subsection (a)(2) of this section is revised to state expressly that which only was implied in former Art. 101, § 71(b)(4), — i.e., the Board employs other staff.

In subsection (a)(2) of this section, the former limitation "as are provided for in the budget" is deleted as obsolete, since the Fund no longer is subject to State budgetary requirements, and as unnecessary with respect to the budget of the Board in light of § 10-120(b) of this subtitle.

In subsection (b)(1) of this section, the references to "July 1, 1991" and "technical and professional [employees]" in former Art. 101, § 71(b)(2)(ii) are deleted as obsolete. Similarly, the specific references to "persons hired ... on and after July 1, 1990" in former § 71(b)(4) are deleted as obsolete. Effective July 1, 1991, all employees of the Fund, except those specifically excluded under subsection (b)(2) of this section, are unclassified.