

# SENATE BILL 818

P4

6lr3532  
CF HB 928

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By: **Senator Peters**

Introduced and read first time: February 5, 2016

Assigned to: Finance

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 18, 2016

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **State Personnel – Individuals With Disabilities – Hiring Preferences**

3 FOR the purpose of requiring an appointing authority to apply a certain credit on a  
4 selection test for certain positions in the State Personnel Management System for  
5 an individual with a certain disability; requiring a certain appointing authorities for  
6 ~~certain positions in the Judicial, Legislative, and Executive branches~~ authority for a  
7 certain position in the Executive Branch of State government to develop a hiring  
8 preference for an individual with a certain disability that is equivalent to a certain  
9 credit applied on a certain selection test; repealing a requirement that a certain  
10 appointing authority apply a certain credit on a selection test for an eligible veteran  
11 with a service connected disability; and generally relating to hiring preferences for  
12 individuals with disabilities.

13 BY adding to

14 Article – State Personnel and Pensions

15 Section ~~2-310~~ 2-204 and 7-207(g)

16 Annotated Code of Maryland

17 (2015 Replacement Volume)

18 BY repealing and reenacting, without amendments,

19 Article – State Personnel and Pensions

20 Section 7-207(a)

21 Annotated Code of Maryland

22 (2015 Replacement Volume)

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### EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 BY repealing and reenacting, with amendments,  
 2 Article – State Personnel and Pensions  
 3 Section 7–207(c)(2)(ii)  
 4 Annotated Code of Maryland  
 5 (2015 Replacement Volume)

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

8 **Article – State Personnel and Pensions**

9 ~~2–310.~~ 2–204.

10 (A) ~~THIS SECTION APPLIES TO APPOINTING AUTHORITIES FOR POSITIONS~~  
 11 ~~IN THE JUDICIAL, LEGISLATIVE, AND EXECUTIVE BRANCHES~~ AN APPOINTING  
 12 AUTHORITY FOR A POSITION IN THE EXECUTIVE BRANCH OF STATE GOVERNMENT,  
 13 EXCEPT A POSITION IN THE STATE PERSONNEL MANAGEMENT SYSTEM.

14 (B) AN APPOINTING AUTHORITY SUBJECT TO THIS SECTION SHALL  
 15 DEVELOP A HIRING PREFERENCE FOR ~~INDIVIDUALS WITH DISABILITIES, AS~~  
 16 ~~DEFINED BY THE FEDERAL AMERICANS WITH DISABILITIES ACT~~ INDIVIDUALS WHO  
 17 HAVE INTELLECTUAL OR DEVELOPMENTAL DISABILITIES, SEVERE PHYSICAL  
 18 DISABILITIES, OR PSYCHIATRIC DISABILITIES THAT SUBSTANTIALLY LIMIT ONE OR  
 19 MORE OF AN INDIVIDUAL’S MAJOR LIFE ACTIVITIES, THAT IS EQUIVALENT TO THE  
 20 CREDIT APPLIED ON A SELECTION TEST UNDER § 7–207(G) OF THIS ARTICLE.

21 7–207.

22 (a) A credit under this section shall be applied to an applicant’s score on any  
 23 selection test administered to establish placement on a list of eligible candidates for which  
 24 the applicant otherwise is qualified and has at least the minimum passing score on a  
 25 selection test.

26 (c) (2) (ii) An appointing authority shall apply a credit of two additional  
 27 points on any selection test for[:

28 1. an eligible veteran who has a service connected disability;  
 29 or

30 2.] a former prisoner of war.

31 (G) AN APPOINTING AUTHORITY SHALL APPLY A CREDIT OF FIVE POINTS ON  
 32 A SELECTION TEST FOR AN INDIVIDUAL ~~WITH A DISABILITY, AS DEFINED BY THE~~  
 33 ~~FEDERAL AMERICANS WITH DISABILITIES ACT~~ WHO HAS AN INTELLECTUAL OR  
 34 DEVELOPMENTAL DISABILITY, A SEVERE PHYSICAL DISABILITY, OR A PSYCHIATRIC

1 DISABILITY THAT SUBSTANTIALLY LIMITS ONE OR MORE OF AN INDIVIDUAL'S MAJOR  
2 LIFE ACTIVITIES.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
4 October 1, 2016.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.