

SENATE BILL 574

P4

3lr1357
CF HB 309

By: **Senators Lewis Young and Salling**

Introduced and read first time: February 6, 2023

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **State Employee Rights and Protections – Personnel Actions and Harassment –**
3 **Complaints**

4 FOR the purpose of authorizing a certain applicant or employee to file a certain complaint
5 within a certain period of time alleging harassment by an employer; increasing the
6 period of time for a certain applicant or employee to file a certain complaint alleging
7 certain prohibited personnel actions; and generally relating to State employee rights
8 and protections.

9 BY repealing and reenacting, without amendments,
10 Article – State Government
11 Section 20–606(a)(5)
12 Annotated Code of Maryland
13 (2021 Replacement Volume and 2022 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – State Personnel and Pensions
16 Section 5–211
17 Annotated Code of Maryland
18 (2015 Replacement Volume and 2022 Supplement)

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

21 **Article – State Government**

22 20–606.

23 (a) An employer may not:

24 (5) engage in harassment of an employee.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article – State Personnel and Pensions

1

2 5–211.

3 (a) An applicant or employee subject to this subtitle may file with the head of the
4 principal unit a written complaint:

5 (1) that alleges a violation of § 5–208 of this subtitle; OR

6 (2) THAT ALLEGES HARASSMENT IN VIOLATION OF § 20–606(A)(5) OF
7 THE STATE GOVERNMENT ARTICLE.

8 (b) A complaint under [this subtitle] SUBSECTION (A)(1) OF THIS SECTION
9 must be filed within [30 days] 1 YEAR after the complainant first knew of or reasonably
10 should have known of the alleged violation that is the basis for the complaint.

11 (C) A COMPLAINT UNDER SUBSECTION (A)(2) OF THIS SECTION MUST BE
12 FILED WITHIN 2 YEARS AFTER THE ALLEGED VIOLATION THAT IS THE BASIS FOR THE
13 COMPLAINT.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2023.