
By: Delegate Schisler

Introduced and read first time: February 17, 1997

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Deputy Sheriffs and Chief Deputies - Employment Status**

3 FOR the purpose of establishing, in Caroline, Dorchester, and Talbot Counties, that a
4 chief deputy appointed by the Sheriff shall serve at the pleasure of the Sheriff;
5 prohibiting, in Caroline, Dorchester, and Talbot Counties, a Sheriff from refusing to
6 reappoint a deputy sheriff without just cause; and generally relating to the
7 employment status of chief deputies and deputy sheriffs in Caroline, Dorchester,
8 and Talbot Counties.

9 BY repealing and reenacting, with amendments,
10 Article - Courts and Judicial Proceedings
11 Section 2-309(g), (k), and (v)
12 Annotated Code of Maryland
13 (1995 Replacement Volume and 1996 Supplement)

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

16 **Article - Courts and Judicial Proceedings**

17 2-309.

18 (g) (1) The Sheriff of Caroline County shall receive an annual salary of \$45,000
19 in 1995 and in each subsequent year.

20 (2) The Sheriff may appoint deputy sheriffs and other personnel in
21 accordance with the County budget.

22 (3) A CHIEF DEPUTY APPOINTED BY THE SHERIFF SHALL SERVE AT THE
23 PLEASURE OF THE SHERIFF.

24 (4) THE SHERIFF MAY NOT REFUSE TO REAPPOINT A DEPUTY SHERIFF
25 WITHOUT JUST CAUSE.

26 (k) (1) The Sheriff of Dorchester County shall receive an annual salary of
27 \$45,000 and be allowed the actual operating costs of the Sheriff's office, including the
28 maintenance of automobiles.

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1 (2) (i) The Sheriff shall appoint a chief deputy sheriff WHO SHALL
2 SERVE AT THE PLEASURE OF THE SHERIFF.

3 (ii) If an employee of the Sheriff's office is appointed as chief deputy
4 sheriff and is subsequently removed from the chief deputy sheriff's position for other than
5 cause, the person may resume the employment status held prior to the appointment to the
6 chief deputy sheriff's position.

7 (iii) The chief deputy sheriff shall:

8 1. Perform all duties assigned by the Sheriff; and

9 2. If the Sheriff is temporarily incapacitated or there is a
10 vacancy in the office of the Sheriff, perform all legal functions of the Sheriff.

11 (iv) If the Sheriff becomes incapacitated and the position of chief
12 deputy sheriff is vacant, the County Commissioners shall appoint an acting chief deputy
13 sheriff to serve until the Sheriff is reactivated or replaced.

14 (v) The County Commissioners shall approve the salary of the chief
15 deputy sheriff.

16 (3) (i) The Sheriff may appoint probationary deputy sheriffs, deputy
17 sheriffs, investigators, communications officers, secretaries, supervisors, administrators,
18 and other staff as approved in the county budget.

19 (ii) The County Commissioners shall approve the salaries for all staff
20 appointed by the Sheriff.

21 (III) THE SHERIFF MAY NOT REFUSE TO REAPPOINT A DEPUTY
22 SHERIFF WITHOUT JUST CAUSE.

23 (v) (1) The Sheriff of Talbot County shall receive a salary as set by the County
24 Council. [He]

25 (2) THE SHERIFF may appoint, subject to the approval of the County
26 Council, the number of deputies he deems necessary at the compensation fixed by the
27 County Council prior to the appointment.

28 (3) A CHIEF DEPUTY APPOINTED BY THE SHERIFF SHALL SERVE AT THE
29 PLEASURE OF THE SHERIFF.

30 (4) THE SHERIFF MAY NOT REFUSE TO REAPPOINT A DEPUTY SHERIFF
31 WITHOUT JUST CAUSE.

32 (5) The Sheriff's office shall be operated on a 24-hour daily basis.

33 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
34 October 1, 1997.