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By: **Somerset County Delegation**

Rules suspended

Introduced and read first time: March 27, 2002

Assigned to: Rules and Executive Nominations

Re-referred to: Commerce and Government Matters, March 29, 2002

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 31, 2002

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CHAPTER 575

1 AN ACT concerning

2 **Somerset County - Detention Center**

3 FOR the purpose of altering certain provisions of law that applied to the Sheriff of  
4 Somerset County, the Sheriff's jailer, or the Jail Warden of Somerset County to  
5 make those provisions apply to the Detention Center Warden of Somerset  
6 County with respect to certain records, supplies, and funding for the Detention  
7 Center of Somerset County; and generally relating to the Somerset County  
8 Detention Center.

9 BY repealing

10 The Public Local Laws of Somerset County  
11 Section 10-104 and 10-105  
12 Article 20 - Public Local Laws of Maryland  
13 (1994 Edition, as amended)

14 BY adding to

15 The Public Local Laws of Somerset County  
16 Section 12-101 through 12-103, inclusive, to be under the new title "Title 12.  
17 Detention Center Warden"  
18 Article 20 - Public Local Laws of Maryland  
19 (1994 Edition, as amended)

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

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**Article 20 - Somerset County**

2 [10-104.

3 (a) The Sheriff, his jailer, or the Jail Warden (if appointed) shall keep a correct  
4 and full statement or schedule of all prisoners committed to his custody showing by  
5 what authority, the offense charged, the time when received, and the time of  
6 discharge. The statement or schedule, together with all books, papers, and  
7 commitments kept by the Sheriff, his jailer, or the Jail Warden (if appointed)  
8 pertaining to prisoners in the jail, shall be open to the inspection of the County  
9 Commissioners, the State's Attorney, and the Grand Jury for Somerset County.

10 (b) If the Sheriff, his jailer, or the Jail Warden (if appointed) neglects or  
11 refuses to keep the statement or schedule or comply with any of the duties which he  
12 is required to perform, that person is guilty of a misdemeanor and is subject to  
13 indictment. Upon conviction, the Sheriff shall be fined a sum not to exceed \$100.]

14 [10-105.

15 The County Commissioners shall furnish all food, fuel, and light needed for the  
16 County jail upon the presentation of itemized statements endorsed by the official in  
17 charge of the jail.]

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**TITLE 12. DETENTION CENTER**

19 12-101.

20 (A) THE DETENTION CENTER WARDEN SHALL KEEP A CORRECT AND FULL  
21 STATEMENT OR SCHEDULE OF ALL PRISONERS COMMITTED TO THE DETENTION  
22 CENTER WARDEN'S CUSTODY SHOWING:

- 23 (1) BY WHAT AUTHORITY THE PRISONER IS HELD;  
24 (2) THE OFFENSE CHARGED;  
25 (3) THE TIME THE PRISONER WAS RECEIVED; AND  
26 (4) THE TIME OF DISCHARGE.

27 (B) THE STATEMENT OR SCHEDULE OF PRISONERS TOGETHER WITH ALL  
28 BOOKS, PAPERS, AND COMMITMENTS KEPT BY THE DETENTION CENTER WARDEN  
29 PERTAINING TO PRISONERS IN THE DETENTION CENTER SHALL BE OPEN TO  
30 INSPECTION BY THE COUNTY COMMISSIONERS, THE STATE'S ATTORNEY, AND THE  
31 GRAND JURY FOR SOMERSET COUNTY.

32 (C) IF THE DETENTION CENTER WARDEN NEGLECTS OR REFUSES TO KEEP  
33 THE STATEMENT OR SCHEDULE, OR FAILS TO COMPLY WITH ANY OF THE DUTIES OF  
34 THE DETENTION CENTER WARDEN, THE DETENTION CENTER WARDEN IS GUILTY OF  
35 A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$100.

1 12-102.

2 THE COUNTY COMMISSIONERS SHALL FURNISH ALL FOOD, FUEL, AND LIGHT  
3 NEEDED FOR THE COUNTY DETENTION CENTER UPON THE PRESENTMENT OF  
4 ITEMIZED STATEMENTS ENDORSED BY THE OFFICIAL IN CHARGE OF THE  
5 DETENTION CENTER.

6 12-103.

7 THE COUNTY COMMISSIONERS SHALL MAKE PROVISIONS BY APPROPRIATION  
8 IN THEIR ANNUAL LEVY FROM YEAR TO YEAR FOR SUFFICIENT FUNDS TO PAY THE  
9 SALARIES AND EXPENSES FOR WHICH PROVISION IS MADE IN THIS TITLE.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
11 October 1, 2002.