
By: **Prince George's County Delegation**
Introduced and read first time: February 18, 2003
Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - State's Attorney's Office - Support Staff**
3 **PG 316-03**

4 FOR the purpose of authorizing the State's Attorney to appoint certain clerical,
5 secretarial, administrative, and other support staff for the office; providing that
6 salaries for these certain positions are as provided in the county budget;
7 providing that these certain positions are subject to county personnel policies
8 and procedures; providing that certain employees who are not subject to certain
9 county personnel policies and procedures serve at the pleasure of the State's
10 Attorney; and generally relating to the State's Attorney's office in Prince
11 George's County.

12 BY repealing and reenacting, with amendments,
13 Article 10 - Legal Officials
14 Section 40(q)
15 Annotated Code of Maryland
16 (2001 Replacement Volume and 2002 Supplement)

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

19 **Article 10 - Legal Officials**

20 40.

21 (q) In Prince George's County:

- 22 (1) (i) The State's Attorney's annual salary shall be:
- 23 1. \$107,775 for calendar year 1999;
 - 24 2. \$107,775 for calendar year 2000;
 - 25 3. \$111,000 for calendar year 2001;

1 4. \$114,300 for calendar year 2002;
2 5. \$119,900 for calendar year 2003;
3 6. \$119,900 for calendar year 2004; and
4 7. \$125,500 for calendar year 2005 and for each subsequent
5 calendar year.

6 (ii) The State's Attorney may not, except in connection with duties
7 as State's Attorney, appear as counsel or represent any party professionally before
8 any court, board, commission, or agency of this State or any county or political
9 subdivision of this State. The State's Attorney may not engage in the private practice
10 of law but may participate in the pro bono program administered by the Prince
11 George's County Bar Foundation.

12 (2) The State's Attorney may appoint two deputy State's Attorneys and
13 65 assistant State's Attorneys. The deputy State's Attorneys and assistant State's
14 Attorneys serve at the pleasure of the State's Attorney.

15 (3) The annual salary of the deputy State's Attorneys shall be within the
16 discretion of the State's Attorney, but may not exceed \$97,000. The salaries are to be
17 paid by the county on the certification of the State's Attorney to the County Executive
18 and County Council.

19 (4) The annual salary of the assistant State's Attorneys shall be within
20 the discretion of the State's Attorney, but may not exceed \$90,000. The salaries are to
21 be paid by the county on the certification of the State's Attorney to the County
22 Executive and County Council.

23 (5) The deputy State's Attorneys and the assistant State's Attorneys,
24 except in connection with their duties as deputy State's Attorneys and assistant
25 State's Attorneys, may not appear as counsel or represent any party professionally
26 before any court, board, commission or agency of this State or any county or political
27 subdivision of this State. The deputy State's Attorneys and assistant State's Attorneys
28 may not engage in the private practice of law, but may participate in the pro bono
29 program administered by the Prince George's County Bar Foundation.

30 (6) The deputy State's Attorneys and the assistant State's Attorneys
31 shall perform whatever work as may be directed by the State's Attorney, or as
32 authorized by law, and under the direction of the State's Attorney may present cases
33 to the grand juries, sign indictments and criminal informations, and perform
34 whatever other acts and duties in relation to the grand juries and in the operation of
35 the office as are necessary and proper.

36 (7) The State's Attorney may appoint an administrative assistant to
37 serve at the pleasure of the State's Attorney. The annual salary of the administrative
38 assistant shall be within the discretion of the State's Attorney, but may not exceed
39 \$56,000. The salary is to be paid by the county on the certification of the State's
40 Attorney to the County Executive and County Council. The administrative assistant

1 is not subject to the rules and regulations of the county merit system, but shall be
2 entitled to all benefits provided for county employees under the merit system.

3 (8) THE STATE'S ATTORNEY MAY APPOINT CLERICAL, SECRETARIAL,
4 ADMINISTRATIVE, AND OTHER SUPPORT STAFF AS THE STATE'S ATTORNEY
5 CONSIDERS NECESSARY FOR THE PROPER CONDUCT OF THE OFFICE. THE SALARIES
6 FOR THESE POSITIONS SHALL BE AS PROVIDED IN THE PRINCE GEORGE'S COUNTY
7 BUDGET. THESE EMPLOYEES ARE SUBJECT TO THE PRINCE GEORGE'S COUNTY
8 PERSONNEL POLICIES AND PROCEDURES GOVERNING COUNTY EMPLOYEES.

9 (9) THE STATE'S ATTORNEY APPOINTS ALL EMPLOYEES OF THE OFFICE.
10 ALL EMPLOYEES, EXCEPT THOSE SUBJECT TO THE COUNTY PERSONNEL POLICIES
11 AND PROCEDURES, SERVE AT THE PLEASURE OF THE STATE'S ATTORNEY.

12 [(8)] (10) The salary and expenses of the State's Attorney, the deputy
13 State's Attorneys, and the assistant State's Attorneys shall be paid in equal
14 semimonthly installments.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2003.