

HOUSE BILL 1170

D2

4lr2314

By: **Delegate Hinebaugh**

Introduced and read first time: February 7, 2024

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Garrett County – State’s Attorney – Salary Alterations**

3 FOR the purpose of establishing, beginning in a certain year, the salary of the State’s
4 Attorney for Garrett County to be a certain percentage of the salary of a judge of the
5 District Court of Maryland; repealing the authority of the Garrett County Salary
6 Study Commission to recommend an increase or decrease in the salary of the State’s
7 Attorney for Garrett County; and generally relating to the salary of the State’s
8 Attorney for Garrett County.

9 BY repealing and reenacting, without amendments,
10 Article – Criminal Procedure
11 Section 15–412(a)
12 Annotated Code of Maryland
13 (2018 Replacement Volume and 2023 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Criminal Procedure
16 Section 15–412(b)
17 Annotated Code of Maryland
18 (2018 Replacement Volume and 2023 Supplement)

19 BY repealing and reenacting, with amendments,
20 The Public Local Laws of Garrett County
21 Section 32.43
22 Article 12 – Public Local Laws of Maryland
23 (2005 Edition and September 2022 Supplement, as amended)

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

26 **Article – Criminal Procedure**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 15-412.

2 (a) This section applies only in Garrett County.

3 (b) (1) **(I) [The] SUBJECT TO SUBPARAGRAPH (II) OF THIS**
4 **PARAGRAPH, THE** county commissioners shall set the State's Attorney's salary in
5 accordance with Chapter 91 of the Public Local Laws of Garrett County.

6 **(II) BEGINNING IN 2026, THE STATE'S ATTORNEY'S SALARY IS**
7 **80% OF THE SALARY OF A JUDGE OF THE DISTRICT COURT OF MARYLAND.**

8 (2) (i) The State's Attorney's allowance for office expenses shall be at
9 least \$10,000.

10 (ii) An allowance of more than \$10,000 shall be at the discretion of
11 the county commissioners.

12 Article 12 – Garrett County

13 32.43.

14 (A) The Commission shall study the salaries of the:

15 (1) County Commissioners;

16 (2) Board of Education;

17 (3) Board of Supervisors of Elections;

18 (4) Judges of the Orphans' Court;

19 (5) Liquor Control Board; and

20 (6) Sheriff.

21 (B) The Commission may recommend to the County Commissioners an increase
22 or decrease in the salary of [the State's Attorney, or] any office in division (A) of this section.

23 (C) The Commission shall report its recommendations to the County
24 Commissioners on or before June 30, 1997, and on or before June 30 every fourth year
25 thereafter.

26 SECTION 2. AND BE IT FURTHER ENACTED, That, in accordance with Article
27 III, § 35 of the Maryland Constitution, this Act may not be construed to extend or apply to
28 the salary or compensation of the State's Attorney of Garrett County while serving in a

1 term of office beginning before the effective date of this Act, but the provisions of this Act
2 concerning the salary or compensation of the State's Attorney of Garrett County shall take
3 effect at the beginning of the next following term of office. This limitation does not apply to
4 an individual appointed or elected after the effective date of this Act to fill out an unexpired
5 term.

6 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 2024.