
By: Prince George's County Delegation

Introduced and read first time: January 30, 1997

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - State's Attorney's Office - Salaries and Budget**

3 **PG 321-97**

4 FOR the purpose of altering the number of assistant State's Attorneys that may be
5 appointed in the State's Attorney's Office in Prince George's County; altering the
6 maximum salaries of certain deputy State's Attorneys, certain assistant State's
7 Attorneys, and the administrative assistant in the State's Attorney's Office;
8 requiring the County to fund the Office of the State's Attorney at a level not less
9 than the amount that the State's Attorney submits under affidavit and certifies as
10 reasonable and necessary to operate the office and prosecute criminals; and
11 generally relating to the Office of the State's Attorney of Prince 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 (1996 Replacement Volume)

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. \$98,000 for calendar year 1995;

24 2. \$98,000 for calendar year 1996;

25 3. \$101,000 for calendar year 1997; and

26 4. \$104,000 for calendar year 1998 and for each subsequent

27 calendar year.

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

7 (2) The State's Attorney may appoint 2 deputy State's Attorneys and [54]
8 63 assistant State's Attorneys. The deputy State's Attorneys and assistant State's
9 Attorneys serve at the pleasure of the State's Attorney.

10 (3) The annual salary of the deputy State's Attorneys shall be within the
11 discretion of the State's Attorney, but may not exceed [\$86,500] \$90,000. The salaries are
12 to be paid by the County on the certification of the State's Attorney to the County
13 Executive and County Council.

14 (4) The annual salary of the assistant State's Attorneys shall be within the
15 discretion of the State's Attorney, but may not exceed [\$77,850] \$82,000. The salaries are
16 to be paid by the County on the certification of the State's Attorney to the County
17 Executive and County Council.

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

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

31 (7) The State's Attorney may appoint an administrative assistant to serve at
32 the pleasure of the State's Attorney. The annual salary of the administrative assistant
33 shall be within the discretion of the State's Attorney, but may not exceed [\$47,000]
34 \$50,000. The salary is to be paid by the County on the certification of the State's Attorney
35 to the County Executive and County Council. The administrative assistant is not subject
36 to the rules and regulations of the County merit system, but shall be entitled to all
37 benefits provided for County employees under the merit system.

38 (8) (I) The salary and expenses of the State's Attorney, the deputy State's
39 Attorneys, and the assistant State's Attorneys shall be paid in equal semimonthly
40 installments.

41 (II) BEGINNING IN FISCAL YEAR 1998, THE COUNTY SHALL FUND
42 THE OFFICE OF THE STATE'S ATTORNEY AT A LEVEL NOT LESS THAN THE AMOUNT
43 THAT THE STATE'S ATTORNEY SUBMITS UNDER AFFIDAVIT AND CERTIFIES AS

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1 REASONABLE AND NECESSARY TO OPERATE THE OFFICE AND PROSECUTE
2 CRIMINALS.

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