
By: Senators Derr and Ferguson (Frederick County Senators)

Introduced and read first time: January 31, 1997

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County - Orphans' Court Judges, State's Attorney, Treasurer, and Sheriff -**
3 **Salary Adjustments**

4 FOR the purpose of increasing the salaries of the State's Attorney, County Treasurer,
5 Sheriff, and Orphans' Court Judges for Frederick County; providing that this Act
6 may not be construed to increase or diminish the salary or compensation of the
7 incumbent or any future State's Attorney for Frederick County during the term of
8 office as State's Attorney; providing that this Act does not apply to the salary or
9 compensation of the incumbent County Treasurer, Sheriff, and Orphans' Court
10 Judges for Frederick County during the terms of offices as County Treasurer,
11 Sheriff, and Orphans' Court Judges for Frederick County; and generally relating to
12 the salaries and compensation of public officials in Frederick County.

13 BY repealing and reenacting, without amendments,
14 Article 10 - Legal Officials
15 Section 40(a)
16 Annotated Code of Maryland
17 (1996 Replacement Volume)

18 BY repealing and reenacting, with amendments,
19 Article 10 - Legal Officials
20 Section 40(k)(1)
21 Annotated Code of Maryland
22 (1996 Replacement Volume)

23 BY repealing and reenacting, with amendments,
24 Article 25 - County Commissioners
25 Section 51(m)
26 Annotated Code of Maryland
27 (1996 Replacement Volume)

28 BY repealing and reenacting, with amendments,
29 Article - Courts and Judicial Proceedings
30 Section 2-309(l)(1)
31 Annotated Code of Maryland

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1 (1995 Replacement Volume and 1996 Supplement)

2 BY repealing and reenacting, with amendments,

3 Article - Estates and Trusts

4 Section 2-108(l)

5 Annotated Code of Maryland

6 (1991 Replacement Volume and 1996 Supplement)

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

9 **Article 10 - Legal Officials**

10 40.

11 (a) The State's Attorneys in the several counties of the State shall receive
12 annually the respective salaries set forth for performing the duties required of them by
13 their respective public local laws and by the public general laws, and such expenses as are
14 provided by law and by the current practice in the several counties. The State's Attorneys
15 shall receive annual payments for office, traveling and other expenses. All payments for
16 salaries and expenses shall be made by the respective counties in equal monthly
17 installments unless otherwise specified. The salaries and expenses are as follows:

18 (k) (1) In Frederick County, the State's Attorney's annual salary [is \$52,000]
19 SHALL BE 80 PERCENT OF THE SALARY OF A JUDGE OF THE DISTRICT COURT OF
20 MARYLAND.

21 **Article 25 - County Commissioners**

22 51.

23 (m) In Frederick County the annual salary of the County Treasurer is [\$40,000]
24 \$50,000.

25 **Article - Courts and Judicial Proceedings**

26 2-309.

27 (l) (1) The Sheriff of Frederick County shall receive a salary of [\$40,000]
28 \$50,000. The Sheriff shall appoint deputies as necessary, at salaries of at least \$2,400, and
29 jail wardens as necessary, at salaries of at least \$1,320 each. The Sheriff also may appoint
30 additional temporary deputy sheriffs as the Sheriff considers necessary for the public
31 safety, with the approval of the Board of County Commissioners. The County
32 Commissioners shall allow reasonable compensation for the temporary additional deputy
33 sheriffs and the temporary deputies may not serve longer than the occasion requires. The
34 Sheriff may appoint a chief deputy who shall serve at the pleasure of the Sheriff.

35 **Article - Estates and Trusts**

36 2-108.

37 (l) THE CHIEF JUDGE OF THE COURT FOR FREDERICK COUNTY SHALL
38 RECEIVE AN ANNUAL COMPENSATION OF \$6,500. Each of the ASSOCIATE judges of the

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1 Court for Frederick County shall receive an annual compensation of [~~\$5,000~~] \$6,000.
2 Each judge also shall receive reimbursement for expenses actually incurred in the
3 performance of duties, up to \$700 per year, to be paid by the Board of County
4 Commissioners each month upon presentation of an itemized voucher.

5 SECTION 2. AND BE IT FURTHER ENACTED, That, pursuant to Article III,
6 Section 35 of the Constitution of Maryland, this Act may not be construed to increase or
7 diminish the salary or compensation of the incumbent or any future State's Attorney for
8 Frederick County during the term of office of the State's Attorney for Frederick County.

9 SECTION 3. AND BE IT FURTHER ENACTED, That, pursuant to Article III,
10 Section 35 of the Constitution of Maryland, this Act may not be construed to extend or
11 apply to the salaries or compensation of the Judges of the Orphans' Court of Frederick
12 County, the County Treasurer of Frederick County, and the Sheriff of Frederick County
13 in office on the effective date of this Act, but the provisions of this Act concerning the
14 salaries or compensation of the Judges of the Orphans' Court of Frederick County, the
15 County Treasurer of Frederick County, and the Sheriff of Frederick County shall take
16 effect at the beginning of the next following term of office.

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