

---

**By: Senators Derr and Ferguson (Frederick County Senators)**

Introduced and read first time: January 31, 1997

Assigned to: Judicial Proceedings

---

Committee Report: Favorable

Senate action: Adopted

Read second time: March 13, 1997

---

CHAPTER \_\_\_\_

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

2

1 Section 51(m)  
2 Annotated Code of Maryland  
3 (1996 Replacement Volume)

4 BY repealing and reenacting, with amendments,  
5 Article - Courts and Judicial Proceedings  
6 Section 2-309(l)(1)  
7 Annotated Code of Maryland  
8 (1995 Replacement Volume and 1996 Supplement)

9 BY repealing and reenacting, with amendments,  
10 Article - Estates and Trusts  
11 Section 2-108(l)  
12 Annotated Code of Maryland  
13 (1991 Replacement Volume and 1996 Supplement)

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

16 **Article 10 - Legal Officials**

17 40.

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

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

28 **Article 25 - County Commissioners**

29 51.

30 (m) In Frederick County the annual salary of the County Treasurer is [ \$40,000]  
31 \$50,000.

32 **Article - Courts and Judicial Proceedings**

33 2-309.

34 (l) (1) The Sheriff of Frederick County shall receive a salary of [\$40,000]  
35 \$50,000. The Sheriff shall appoint deputies as necessary, at salaries of at least \$2,400, and  
36 jail wardens as necessary, at salaries of at least \$1,320 each. The Sheriff also may appoint  
37 additional temporary deputy sheriffs as the Sheriff considers necessary for the public  
38 safety, with the approval of the Board of County Commissioners. The County

3

1 Commissioners shall allow reasonable compensation for the temporary additional deputy  
2 sheriffs and the temporary deputies may not serve longer than the occasion requires. The  
3 Sheriff may appoint a chief deputy who shall serve at the pleasure of the Sheriff.

4 **Article - Estates and Trusts**

5 2-108.

6 (1) THE CHIEF JUDGE OF THE COURT FOR FREDERICK COUNTY SHALL  
7 RECEIVE AN ANNUAL COMPENSATION OF \$6,500. Each of the ASSOCIATE judges of the  
8 Court for Frederick County shall receive an annual compensation of [~~\$5,000~~] \$6,000.  
9 Each judge also shall receive reimbursement for expenses actually incurred in the  
10 performance of duties, up to \$700 per year, to be paid by the Board of County  
11 Commissioners each month upon presentation of an itemized voucher.

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

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

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