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By: **Delegate Edwards**

Introduced and read first time: February 6, 1998  
Assigned to: Commerce and Government Matters

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: February 24, 1998

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Garrett County - County Administrator Position**

3 FOR the purpose of providing that the County Commissioners of Garrett County shall  
4 appoint a County Administrator; restricting the length of the County  
5 Administrator's appointment; providing that the County Administrator serves  
6 as the County's chief administrative officer, responsible for certain functions;  
7 requiring the County Commissioners to take certain actions pertaining to the  
8 County Administrator's position; specifying that certain references to the Clerk  
9 to the County Commissioners shall mean the County Administrator; repealing  
10 certain provisions pertaining to the Clerk; and generally relating to the position  
11 of Garrett County Administrator.

12 BY repealing  
13 The Public Local Laws of Garrett County  
14 Section 20-7  
15 Article 12 - Public Local Laws of Maryland  
16 (1985 Edition and December 1997 Supplement, as amended)

17 BY adding to  
18 The Public Local Laws of Garrett County  
19 Section 20-7  
20 Article 12 - Public Local Laws of Maryland  
21 (1985 Edition and December 1997 Supplement, as amended)

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

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**Article 12 - Garrett County**

2 [20-7.

3 The County Commissioners shall employ a Clerk, who shall hold his office for  
4 two (2) years from the date of his employment and until the qualification of his  
5 successor. He shall be subject to removal from said office for inefficiency or for any  
6 willful neglect of duty or misbehavior in office at any time by said County  
7 Commissioners, who shall have power to employ some competent person for the  
8 unexpired term of said Clerk so removed, and said County Commissioners shall be  
9 the sole judge as to the inefficiency or willful neglect of duty or misbehavior of said  
10 Clerk. The Clerk, before entering upon the duties of his office, shall give bond to the  
11 State of Maryland in the penalty of one thousand dollars (\$1,000.), to be approved by  
12 the County Commissioners, conditioned for the faithful performance of the duties of  
13 his office, which bond shall be recorded in the office of the Clerk of the Circuit Court  
14 for Garrett County, and shall take and subscribe before one (1) of the County  
15 Commissioners an oath that he will honestly and faithfully, to the best of his skill and  
16 judgment, execute the duties of said office. The Clerk shall be in charge of the office  
17 of the County Commissioners, shall perform the duties pertaining to his office and  
18 such other duties as may be prescribed by the County Commissioners or imposed by  
19 law and shall have full power to administer an oath or affirmation to any and all  
20 persons who are to be examined as witnesses in any matter before the County  
21 Commissioners and touching or relating to any account, bill or other matter to be filed  
22 in the office of said County Commissioners. The Clerk shall receive an annual salary  
23 of not less than five thousand dollars (\$5,000.)]

24 20-7.

25 A. SUBJECT TO SUBSECTION B OF THIS SECTION, THE COUNTY  
26 COMMISSIONERS SHALL APPOINT A COUNTY ADMINISTRATOR ON THE TERMS AND  
27 CONDITIONS OF EMPLOYMENT AS THE COUNTY COMMISSIONERS AND COUNTY  
28 ADMINISTRATOR SHALL AGREE.

29 B. THE TERM OF APPOINTMENT OF THE COUNTY ADMINISTRATOR MAY NOT  
30 EXCEED 4 YEARS OR EXTEND MORE THAN 6 MONTHS AFTER THE END OF THE  
31 ~~CURRENT~~ TERM OF THE COUNTY COMMISSIONERS MAKING THE APPOINTMENT.

32 C. (1) THE COUNTY ADMINISTRATOR SHALL SERVE AS CHIEF  
33 ADMINISTRATIVE OFFICER OF THE COUNTY AND, TO THE EXTENT DELEGATED BY  
34 THE COUNTY COMMISSIONERS, IS RESPONSIBLE FOR EXECUTIVE, ADMINISTRATIVE,  
35 AND MANAGEMENT FUNCTIONS.

36 (2) THE COUNTY COMMISSIONERS SHALL ESTABLISH:

37 (I) A JOB DESCRIPTION AND JOB SUMMARY FOR THE POSITION OF  
38 COUNTY ADMINISTRATOR; AND

39 (II) THE NECESSARY EXPERIENCE, QUALIFICATIONS, AND  
40 TRAINING FOR ANY APPLICANT SEEKING THE COUNTY ADMINISTRATOR'S POSITION.

1 D. NOTWITHSTANDING ARTICLE 25, § 1 OF THE ANNOTATED CODE OF  
2 MARYLAND:

3 (1) IN GARRETT COUNTY, THE CLERK TO THE BOARD OF COUNTY  
4 COMMISSIONERS SHALL BE KNOWN AS THE COUNTY ADMINISTRATOR; AND

5 (2) ANY REFERENCE IN STATE OR LOCAL LAW TO THE CLERK TO THE  
6 BOARD OF COUNTY COMMISSIONERS SHALL MEAN THE COUNTY ADMINISTRATOR.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
8 effect July 1, 1998.