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By: **Prince George's County Delegation**

Introduced and read first time: February 11, 1998

Assigned to: Appropriations

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A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - Circuit Court - State Funding**  
3 **PG 310-98**

4 FOR the purpose of transferring responsibility from Prince George's County to the  
5 State for compensating employees and reporters of the Circuit Court for Prince  
6 George's County, reimbursing court reporters for services rendered as expenses  
7 of the court under certain circumstances, and funding salaries and other  
8 expenses of the Office of the Director of Assignments of the Circuit Court for  
9 Prince George's County; requiring the State to provide a sum sufficient to pay  
10 jurors in Prince George's County; requiring the State to pay a certain part of the  
11 salary and certain expenses of the administrator in charge of the administrative  
12 office of courts of the seventh judicial circuit; requiring the State to make levies  
13 and appropriations for Prince George's County; exempting the Circuit Court for  
14 Prince George's County from certain budgetary and fiscal policies and  
15 purchasing laws; providing for a certain effective date; and generally relating to  
16 funding of expenses of the Circuit Court for Prince George's County.

17 BY repealing and reenacting, without amendments,  
18 Article - Courts and Judicial Proceedings  
19 Section 2-501(a)  
20 Annotated Code of Maryland  
21 (1995 Replacement Volume and 1997 Supplement)

22 BY repealing and reenacting, with amendments,  
23 Article - Courts and Judicial Proceedings  
24 Section 2-501(b) and (c), 2-508(d), 8-106(c), and 13-102(a), (b), and (e)  
25 Annotated Code of Maryland  
26 (1995 Replacement Volume and 1997 Supplement)

27 BY repealing and reenacting, with amendments,  
28 Article 24 - Political Subdivisions - Miscellaneous Provisions  
29 Section 8-101  
30 Annotated Code of Maryland

1 (1996 Replacement Volume and 1997 Supplement)

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

4 **Article - Courts and Judicial Proceedings**

5 2-501.

6 (a) Except as provided for the Circuit Court for Baltimore City in Title 2,  
7 Subtitle 5A of this article, the judges of the circuit court for a county may employ the  
8 court administrators, assignment commissioners, auditors, masters, examiners, court  
9 reporters, messengers, bailiffs, court criers, librarians, clerks, secretaries,  
10 stenographers, jury commissioners, law clerks, and other employees necessary to  
11 conduct the business of the court.

12 (b) (1) [Each] EXCEPT IN PRINCE GEORGE'S COUNTY, EACH employee of the  
13 court shall receive the compensation provided in the appropriate budget and perform  
14 the duties directed by the judge.

15 (2) IN PRINCE GEORGE'S COUNTY, EACH EMPLOYEE OF THE COURT  
16 SHALL RECEIVE THE COMPENSATION PROVIDED IN THE STATE BUDGET AND  
17 PERFORM THE DUTIES DIRECTED BY THE JUDGE.

18 (c) (1) The resident judge in each county of the seventh judicial circuit shall  
19 appoint one or more official court reporters for the circuit court in the county. A  
20 reporter shall be competent to record court proceedings and shall serve at the  
21 pleasure of the judge who appointed him.

22 (2) (I) [The] EXCEPT IN PRINCE GEORGE'S COUNTY THE reporter  
23 shall receive the compensation set by the county government after consultation with  
24 the county administrative judge.

25 (II) IN PRINCE GEORGE'S COUNTY THE REPORTER SHALL RECEIVE  
26 THE COMPENSATION SET BY THE STATE AFTER CONSULTATION WITH THE COUNTY  
27 ADMINISTRATIVE JUDGE.

28 [(2)] (3) (I) A court reporter shall be reimbursed for expenses as  
29 approved by the court.

30 (II) [Reimbursement] EXCEPT IN PRINCE GEORGE'S COUNTY,  
31 REIMBURSEMENT shall be made by the county treasurer or similar officer of the  
32 county in which the services were rendered as expenses of the court upon  
33 presentation of a certificate from the clerk showing the attendance and services of the  
34 reporter.

35 (III) IN PRINCE GEORGE'S COUNTY, REIMBURSEMENT SHALL BE  
36 MADE BY THE STATE FOR THE SERVICES WHICH WERE RENDERED AS EXPENSES OF  
37 THE COURT UPON PRESENTATION OF A CERTIFICATE FROM THE CLERK SHOWING  
38 THE ATTENDANCE AND SERVICES OF THE REPORTER.

1            [(3)]    (4)    If directed by the court, the reporter shall attend and take full  
2 stenographic notes of, or otherwise record the oral testimony and judicial opinions in  
3 all proceedings in the court.

4            [(4)]    (5)    The court may direct the reporter to transcribe the notes of a  
5 proceeding and the costs of transcription may be taxed as costs in the case or paid as  
6 part of the general expenses of the court.

7            [(5)]    (6)    On request by a party, a reporter shall furnish a typewritten  
8 transcript of any portion of his notes, upon payment of the expenses incident to the  
9 transcript at the rate fixed by the court.

10 2-508.

11        (d)    [Prince George's County] THE STATE shall fund all salaries and other  
12 expenses of the Office of the Director of Assignments of the Circuit Court.

13 8-106.

14        (c)    (1)    [The] EXCEPT IN PRINCE GEORGE'S COUNTY, THE government of  
15 each county shall levy each year a sum sufficient to pay jurors the amounts due them.

16            (2)    IN PRINCE GEORGE'S COUNTY, THE STATE SHALL PROVIDE A SUM  
17 SUFFICIENT TO PAY JURORS THE AMOUNTS DUE THEM.

18 13-102.

19        (a)    There is an administrative office of courts of the seventh judicial circuit,  
20 headed by an administrator. The administrator is appointed by and holds office  
21 during the pleasure of the judges of the seventh judicial circuit. He shall devote time  
22 to his official duties as the judges prescribe. He shall have the salary and allowances  
23 prescribed and set by the county governments of [Prince George's,] St. Mary's,  
24 Calvert, and Charles Counties AND PRESCRIBED AND SET BY THE STATE FOR PRINCE  
25 GEORGE'S COUNTY. His salary shall be paid one half by [Prince George's County]  
26 THE STATE, and one sixth by each of St. Mary's, Calvert, and Charles Counties.

27        (b)    The administrator, with the approval of the judges of the seventh judicial  
28 circuit, shall appoint employees necessary to enable him to perform his duties.  
29 [Prince George's County] THE STATE shall set and pay compensation and allowances  
30 for the employees, together with expenses for the proper operation of the office.

31        (e)    (1)    The county government for each of Calvert, Charles, AND St. Mary's[,  
32 and Prince George's] Counties shall make levies and appropriations necessary to  
33 provide for payment of the salaries, compensation, expenses, and other costs properly  
34 incurred under or by the provisions of this section.

35            (2)    FOR PRINCE GEORGE'S COUNTY, THE STATE SHALL MAKE LEVIES  
36 AND APPROPRIATIONS NECESSARY TO PROVIDE FOR PAYMENT OF THE SALARIES,  
37 COMPENSATION, EXPENSES, AND OTHER COSTS PROPERLY INCURRED UNDER OR BY  
38 THE PROVISIONS OF THIS SECTION.

1                   **Article 24 - Political Subdivisions - Miscellaneous Provisions**

2 8-101.

3       Each of the following entities is subject to the budget and fiscal policies and  
4 purchasing laws of the county in which it is located:

5                   (1)       Any county board of supervisors of elections;

6                   (2)       Any State's Attorney's office;

7                   (3)       Any sheriff's office;

8                   (4)       Any county board of liquor license commissioners; or

9                   (5)       [Any] EXCEPT IN PRINCE GEORGE'S COUNTY, ANY circuit court, but  
10 not the office of a clerk of court.11       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
12 effect October 1, 1999.