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By: **Senator McFadden**

Introduced and read first time: February 6, 1998

Assigned to: Judicial Proceedings

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A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City - Sheriff - Appointments**

3 FOR the purpose of modifying the appointment authority of the Baltimore City  
4 Sheriff; requiring that the Sheriff appoint a certain number of deputy sheriff  
5 majors, deputy sheriff captains, deputy sheriff lieutenants, deputy sheriff  
6 sergeants, stenographers, docket clerks, and clerks; authorizing the Sheriff to  
7 appoint a certain number of deputy sheriffs; and generally relating to the  
8 Baltimore City Sheriff.

9 BY repealing and reenacting, with amendments,  
10 Article - Courts and Judicial Proceedings  
11 Section 2-309(d)  
12 Annotated Code of Maryland  
13 (1995 Replacement Volume and 1997 Supplement)

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

16 **Article - Courts and Judicial Proceedings**

17 2-309.

18 (d) (1) (i) In Baltimore City, the Sheriff shall receive an expense  
19 allowance of \$1,000 per year and a salary of \$56,000.

20 (ii) The Sheriff:

21 1. Shall appoint an undersheriff, [and] A chief deputy  
22 sheriff, [a sheriff captain, three supervisory deputy sheriffs, one administrative  
23 officer II sheriff, one secretary sheriff, one fiscal associate II sheriff, and one fiscal  
24 clerk sheriff] A DEPUTY SHERIFF MAJOR, TWO DEPUTY SHERIFF CAPTAINS, FOUR  
25 DEPUTY SHERIFF LIEUTENANTS, FOUR DEPUTY SHERIFF SERGEANTS, A  
26 STENOGRAPHER, A DOCKET CLERK, AND TWO CLERKS; and

27 2. May appoint a total of [69] 84 deputy sheriffs.

1 (iii) Except for deputy sheriffs, salaries for these employees shall be  
2 set by the Secretary of Budget and Management. Salaries for deputy sheriffs shall be  
3 set at a rate not less than the salary equivalent to grade 12 of the State pay scale.

4 (iv) In addition to any other compensation received, the Sheriff shall  
5 receive an expense allowance of \$200 annually for:

6 1. Ammunition for practice sessions at the range;

7 2. Clothing allowance to defray the cost of dry cleaning and  
8 maintaining the clothing worn while on duty; and

9 3. The purchase and maintenance of other items necessary to  
10 fulfill duties that currently are not furnished by the Baltimore City Sheriff's  
11 department.

12 (v) A deputy sheriff who uses a personal automobile is entitled to a  
13 monthly automobile allowance at the same rate paid to other State employees. Any  
14 Sheriff who is assigned a city-owned automobile may not receive the monthly  
15 automobile expense allowance.

16 (vi) The Sheriff's office shall also have assistants at the  
17 compensation provided for in the annual ordinance of estimates of Baltimore City.  
18 Provisions shall also be made in the ordinance for the expenses of the office of the  
19 Sheriff, including the purchase and maintenance of motor vehicles.

20 (vii) The Mayor and City Council of Baltimore have the same power  
21 with respect to the salaries of the office of the Sheriff as they have under the city  
22 charter with respect to the salaries of all municipal departments.

23 (viii) Employees of the Sheriff's office, except the Sheriff, shall be  
24 selected according to the provisions of the State Personnel and Pensions Article.

25 (2) The Mayor and City Council shall pay monthly to the Sheriff of  
26 Baltimore City one twelfth of the amount provided in the ordinance of estimates for  
27 the expenses of the Sheriff's office. Within 30 days after June 30th in each and every  
28 year the Sheriff of Baltimore City shall pay to the Mayor and City Council of  
29 Baltimore any of the unexpended expense funds advanced during the preceding year  
30 and render a detailed account to the Mayor and City Council of Baltimore of all  
31 expense funds received and expended by him. The Mayor and City Council of  
32 Baltimore shall reimburse the State of Maryland for the administrative costs  
33 incurred because the employees of the Sheriff's office of Baltimore City are in the  
34 State Personnel Management System.

35 (3) During the course of his employment, any deputy sheriff of Baltimore  
36 City may ride in Baltimore City on public transportation of the Mass Transit  
37 Administration without paying any fare if he shows proper identification regarding  
38 his position as a deputy sheriff.

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