
By: **Senator McFadden**

Introduced and read first time: February 6, 1998

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 17, 1998

CHAPTER _____

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, and 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:

1 1. Shall appoint an undersheriff, OR [and] A chief deputy
2 sheriff, [a sheriff captain, three supervisory deputy sheriffs,] one administrative
3 officer II sheriff, one secretary sheriff, one fiscal associate II sheriff, ~~and~~ one fiscal
4 clerk sheriff } , A DEPUTY SHERIFF MAJOR, TWO DEPUTY SHERIFF CAPTAINS, FOUR
5 DEPUTY SHERIFF LIEUTENANTS, AND FOUR DEPUTY SHERIFF SERGEANTS, ~~A~~
6 ~~STENOGRAPHER, A DOCKET CLERK, AND TWO CLERKS~~; and

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

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

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

13 1. Ammunition for practice sessions at the range;

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

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

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

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

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

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

32 (2) The Mayor and City Council shall pay monthly to the Sheriff of
33 Baltimore City one twelfth of the amount provided in the ordinance of estimates for
34 the expenses of the Sheriff's office. Within 30 days after June 30th in each and every
35 year the Sheriff of Baltimore City shall pay to the Mayor and City Council of
36 Baltimore any of the unexpended expense funds advanced during the preceding year
37 and render a detailed account to the Mayor and City Council of Baltimore of all
38 expense funds received and expended by him. The Mayor and City Council of
39 Baltimore shall reimburse the State of Maryland for the administrative costs

1 incurred because the employees of the Sheriff's office of Baltimore City are in the
2 State Personnel Management System.

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

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