
By: **Senators Craig, Fry, and Collins**
Introduced and read first time: February 23, 1998
Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Harford County - State's Attorney - Salary Adjustment**

3 FOR the purpose of increasing the annual salary of the State's Attorney for Harford
4 County; providing that this Act does not apply to the salary or compensation of
5 the incumbent State's Attorney; and generally relating to the salary of the
6 State's Attorney for Harford County.

7 BY repealing and reenacting, with amendments,
8 Article 10 - Legal Officials
9 Section 40(m)
10 Annotated Code of Maryland
11 (1996 Replacement Volume and 1997 Supplement)

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

14 **Article 10 - Legal Officials**

15 40.

16 (m) (1) This subsection applies only in Harford County.

17 (2) (i) The annual salary of the State's Attorney is:

18 1. [\$70,000] \$72,500 through June 30, [1997] 1998; [and]

19 2. [\$72,500] \$74,500 commencing July 1, [1997] 1998

20 THROUGH JUNE 30, 2000;

21 3. \$76,500 COMMENCING JULY 1, 2000;

22 4. \$78,500 COMMENCING JULY 1, 2001; AND

23 5. \$80,320 COMMENCING JULY 1, 2002, and thereafter.

1 (ii) During the term in office of the State's Attorney and except in
2 connection with and in the performance of his duties as State's Attorney, the State's
3 Attorney may not appear as counsel or represent any party professionally before any
4 court, board, commission or agency of this State or any county or political subdivision
5 of this State. The intent is that the State's Attorney may not engage in the private
6 practice of law in any manner.

7 (3) (i) The State's Attorney may appoint:

8 1. A deputy State's Attorney; and

9 2. Whatever assistant State's Attorneys that are authorized
10 by the County Executive and County Council.

11 (ii) All appointees serve at the State's Attorney's pleasure. The
12 salaries and compensation of such persons shall be provided by the County Executive
13 and County Council. The deputy State's Attorney and the assistant State's Attorneys
14 have the same legal powers as the State's Attorney to represent the State before
15 grand juries and in the trial of criminal proceedings.

16 (4) The State's Attorney may appoint a secretary or clerical assistant.
17 The salary of the secretary or clerical assistant shall conform with the exempt
18 classification and pay plan authorized by the County Executive and County Council
19 and the secretary or clerical assistant shall serve at the pleasure of the State's
20 Attorney.

21 (5) The State's Attorney may employ clerical, administrative,
22 investigative, and other personnel as may be necessary for the proper conduct of the
23 office. The salaries and classifications for these employees shall be determined by the
24 State's Attorney, in conformity with the Harford County pay and classification plans,
25 and authorized by the County Executive and County Council. These employees shall
26 be entitled to all benefits received by similarly classified county employees.

27 (6) The county government shall pay all reasonable expenses for the
28 conduct of the office of State's Attorney.

29 SECTION 2. AND BE IT FURTHER ENACTED, That, pursuant to Article III,
30 Section 35 of the Constitution of Maryland, this Act may not be construed to extend or
31 apply to the salary or compensation of the State's Attorney for Harford County in
32 office on the effective date of this Act, but the provisions of this Act concerning the
33 salary or compensation of the State's Attorney for Harford County shall take effect at
34 the beginning of the next following term of office.

35 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
36 July 1, 1998.