Unofficial Copy D2

By: **Senators Craig, Fry, and Collins** Introduced and read first time: February 23, 1998 Assigned to: Rules Re-referred to: Judicial Proceedings, February 25, 1998

Committee Report: Favorable Senate action: Adopted Read second time: March 25, 1998

CHAPTER\_\_\_\_\_

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)

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

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

## **SENATE BILL 744**

1 2 THROUGH JUNE 30, 2000;	2.	[\$72,500] \$74,500 commencing July 1, [1997] 1998	
3	3.	\$76,500 COMMENCING JULY 1, 2000;	
4	4.	\$78,500 COMMENCING JULY 1, 2001; AND	
5	5.	\$80,320 COMMENCING JULY 1, 2002, and thereafter.	
<ul><li>8 Attorney may not appear as co</li><li>9 court, board, commission or a</li></ul>	connection with and in the performance of his duties as State's Attorney, the State's Attorney may not appear as counsel or represent any party professionally before any court, board, commission or agency of this State or any county or political subdivision of this State. The intent is that the State's Attorney may not engage in the private		
12 (3) (i)	The Sta	te's Attorney may appoint:	
13	1.	A deputy State's Attorney; and	
142.Whatever assistant State's Attorneys that are authorized15by the County Executive and County Council.			
<ul><li>18 and County Council. The dep</li><li>19 have the same legal powers a</li></ul>	(ii) All appointees serve at the State's Attorney's pleasure. The salaries and compensation of such persons shall be provided by the County Executive and County Council. The deputy State's Attorney and the assistant State's Attorneys have the same legal powers as the State's Attorney to represent the State before grand juries and in the trial of criminal proceedings.		
<ul> <li>(4) The State's Attorney may appoint a secretary or clerical assistant.</li> <li>The salary of the secretary or clerical assistant shall conform with the exempt</li> <li>classification and pay plan authorized by the County Executive and County Council</li> <li>and the secretary or clerical assistant shall serve at the pleasure of the State's</li> <li>Attorney.</li> </ul>			
<ul> <li>(5) The State's Attorney may employ clerical, administrative,</li> <li>investigative, and other personnel as may be necessary for the proper conduct of the</li> <li>office. The salaries and classifications for these employees shall be determined by the</li> <li>State's Attorney, in conformity with the Harford County pay and classification plans,</li> <li>and authorized by the County Executive and County Council. These employees shall</li> <li>be entitled to all benefits received by similarly classified county employees.</li> </ul>			
32 (6) The county government shall pay all reasonable expenses for the 33 conduct of the office of State's Attorney.			
SECTION 2. AND BE IT FURTHER ENACTED, That, pursuant to Article III,			

35 Section 35 of the Constitution of Maryland, this Act may not be construed to extend or
36 apply to the salary or compensation of the State's Attorney for Harford County in
37 office on the effective date of this Act, but the provisions of this Act concerning the

2

## SENATE BILL 744

- salary or compensation of the State's Attorney for Harford County shall take effect at
   the beginning of the next following term of office.
- 3 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect 4 July 1, 1998.