
By: **Carroll County Delegation**

Introduced and read first time: February 9, 2001

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Carroll County - Special Deputy Sheriffs**

3 FOR the purpose of authorizing the Sheriff of Carroll County to appoint special
4 deputy sheriffs who are members of the police force of a municipal corporation in
5 Carroll County; setting forth the conditions to which the appointment of a
6 special deputy sheriff in Carroll County is subject; and generally relating to
7 special deputy sheriffs in Carroll County.

8 BY repealing and reenacting, with amendments,
9 Article - Courts and Judicial Proceedings
10 Section 2-309(h)
11 Annotated Code of Maryland
12 (1998 Replacement Volume and 2000 Supplement)

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

15 **Article - Courts and Judicial Proceedings**

16 2-309.

17 (h) (1) The Sheriff of Carroll County shall receive a salary of \$45,000 a year.
18 The Sheriff may employ the number of personnel necessary for the proper execution
19 of the duties of office. Personnel shall receive the compensation set by the County
20 Commissioners.

21 (2) Personnel employed pursuant to this section shall be placed on a
22 probationary status for the first 18 months of employment, and may be dismissed by
23 the Sheriff for any reason. After 18 months of continuous employment, personnel may
24 only be disciplined or dismissed for just cause:

25 (i) In accordance with the Law-Enforcement Officers' Bill of
26 Rights, if the employee's rights are covered under this bill of rights; or

1 (ii) In accordance with the personnel rules and regulations of the
2 Carroll County Sheriff's office, if the employee's rights are not covered under the
3 Law-Enforcement Officers' Bill of Rights.

4 (3) Except for an appeal taken pursuant to the Law-Enforcement
5 Officers' Bill of Rights, an appeal by an aggrieved party shall be taken to the Circuit
6 Court for Carroll County.

7 (4) The Sheriff may also appoint a chief deputy and a warden who shall
8 serve at the pleasure of the Sheriff.

9 (5) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE
10 SHERIFF OF CARROLL COUNTY MAY APPOINT SPECIAL DEPUTY SHERIFFS WHO ARE:

11 1. MEMBERS OF THE POLICE FORCE OF A CARROLL COUNTY
12 MUNICIPAL CORPORATION;

13 2. SELECTED BY THE CHIEF OF POLICE OF THE MUNICIPAL
14 CORPORATION; AND

15 3. VERIFIED BY THE CHIEF OF POLICE OF THE MUNICIPAL
16 CORPORATION AS HAVING ACHIEVED AT LEAST THE MINIMUM LEVEL OF TRAINING
17 FOR POLICE DUTIES IN A MUNICIPALITY AS DESIGNATED BY THE MARYLAND POLICE
18 TRAINING COMMISSION.

19 (II) THE APPOINTMENT OF SPECIAL DEPUTY SHERIFFS UNDER
20 SUBPARAGRAPH (I) OF THIS PARAGRAPH IS SUBJECT TO THE FOLLOWING
21 CONDITIONS:

22 1. THE SHERIFF MAY ASSIGN THE DUTIES OF SPECIAL
23 DEPUTIES;

24 2. THE SHERIFF MAY TERMINATE THE APPOINTMENT OF A
25 SPECIAL DEPUTY SHERIFF AT WILL OR ON COMPLETION OF THE ASSIGNMENT FOR
26 WHICH THE SPECIAL DEPUTY WAS APPOINTED;

27 3. THE SPECIAL DEPUTY SHERIFF IS NOT AN EMPLOYEE OF
28 CARROLL COUNTY FOR THE PURPOSE OF EMPLOYMENT SECURITY OR EMPLOYEE
29 BENEFITS; AND

30 4. THE SHERIFF'S LIABILITY INSURANCE COVERAGE WITHIN
31 ITS TERMS SHALL BE PROVIDED TO A SPECIAL DEPUTY SHERIFF UNDER THIS
32 SUBSECTION ONLY WHEN THE SPECIAL DEPUTY IS ACTING WITHIN THE SPECIAL
33 DEPUTY'S OFFICIAL DUTIES.

34 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
35 October 1, 2001.