

By: **St. Mary's County Delegation**
Introduced and read first time: January 21, 2002
Assigned to: Commerce and Government Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: February 19, 2002

CHAPTER _____

1 AN ACT concerning

2 **St. Mary's County - Public Officials - Salaries**

3 FOR the purpose of altering the salary of ~~the State's Attorney for St. Mary's County,~~
4 the Treasurer of St. Mary's County, the Sheriff of St. Mary's County, the Judges
5 of the Orphans' Court for St. Mary's County, the President of the Board of
6 County Commissioners of St. Mary's County, and the County Commissioners of
7 St. Mary's County; requiring the Sheriff of St. Mary's County to devote full time
8 to the duties of office; providing that this Act does not apply to the salary or
9 compensation of ~~the incumbent State's Attorney for St. Mary's County,~~ the
10 incumbent Treasurer of St. Mary's County, the incumbent Sheriff of St. Mary's
11 County, the incumbent Judges of the Orphans' Court for St. Mary's County, the
12 incumbent President of the Board of County Commissioners of St. Mary's
13 County, or the incumbent County Commissioners of St. Mary's County; and
14 generally relating to the salaries of the public officials of St. Mary's County.

15 ~~BY repealing and reenacting, with amendments,~~
16 ~~Article 10 - Legal Officials~~
17 ~~Section 40(s)~~
18 ~~Annotated Code of Maryland~~
19 ~~(2001 Replacement Volume)~~

20 BY repealing and reenacting, with amendments,
21 Article 25 - County Commissioners
22 Section 51(d)
23 Annotated Code of Maryland
24 (2001 Replacement Volume)

1 BY repealing and reenacting, with amendments,
 2 Article - Courts and Judicial Proceedings
 3 Section 2-309(t)
 4 Annotated Code of Maryland
 5 (1998 Replacement Volume and 2001 Supplement)

6 BY repealing and reenacting, with amendments,
 7 Article - Estates and Trusts
 8 Section 2-108(s)
 9 Annotated Code of Maryland
 10 (2001 Replacement Volume and 2001 Supplement)

11 BY repealing and reenacting, with amendments,
 12 The Public Local Laws of St. Mary's County
 13 Section 26-3
 14 Article 19 - Public Local Laws of Maryland
 15 (1978 Edition and June 2001 Supplement, as amended)

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

18 **~~Article 10 - Legal Officials~~**

19 40.

20 (s) (1) (i) ~~In St. Mary's County the State's Attorney's salary is [90 percent~~
 21 ~~of the salary of a judge of the District Court of Maryland] \$90,429. A salary increase~~
 22 ~~shall take effect at the beginning of the elected term of office and may not increase~~
 23 ~~during that term of office.~~

24 (ii) ~~During his term of office, the State's Attorney may not engage~~
 25 ~~in the private practice of law in any matter after December 31, 1982.~~

26 (iii) ~~The State's Attorney may not appear professionally in any~~
 27 ~~criminal proceeding in this State, except in connection with and in the performance of~~
 28 ~~his duties as the State's Attorney.~~

29 (2) (i) ~~The State's Attorney may appoint administrative support staff~~
 30 ~~as necessary for the conduct of the office.~~

31 (ii) ~~Administrative support staff positions are in the St. Mary's~~
 32 ~~County merit system.~~

33 (iii) ~~The County Commissioners of St. Mary's County shall make~~
 34 ~~provisions for all administrative support staff, independent office facilities, office~~
 35 ~~equipment, supplies and books, and any other items necessary for the operation of the~~
 36 ~~State's Attorney's office.~~

1 (3) (i) The State's Attorney may appoint a deputy State's Attorney, two
2 ~~or more assistant State's Attorneys and one or more investigators.~~

3 (ii) The deputy State's Attorney and the assistant State's Attorneys
4 ~~may be part time or full time employees and shall serve at the pleasure of the State's~~
5 ~~Attorney.~~

6 (iii) The investigators:

7 1. ~~May be part time or full time employees; and~~

8 2. ~~Shall be in the St. Mary's County merit system.~~

9 (iv) The County Commissioners shall make available to the State's
10 ~~Attorney an annual sum from which the State's Attorney shall appropriate salaries~~
11 ~~for the deputy State's Attorney, the assistant State's Attorneys, and the investigators.~~

12 (4) Payments for salaries shall be made biweekly and payments for
13 ~~expenses shall be made upon the presentation of vouchers.~~

14 **Article 25 - County Commissioners**

15 51.

16 (d) (1) The County Treasurer of St. Mary's County shall receive an annual
17 salary of [~~\$36,000~~] \$42,000.

18 (2) The County Treasurer shall devote full time to the duties of office.

19 **Article - Courts and Judicial Proceedings**

20 2-309.

21 (t) (1) The annual salary of the Sheriff of St. Mary's County shall be
22 [~~\$50,000~~] \$68,000.

23 (2) THE SHERIFF SHALL DEVOTE FULL TIME TO THE DUTIES OF OFFICE.

24 **Article - Estates and Trusts**

25 2-108.

26 (s) Each of the judges of the Court for St. Mary's County shall receive an
27 annual salary of [~~\$3,000~~] \$4,000. Each judge shall also be allowed \$1,000 annually for
28 traveling expenses, payable quarterly.

Article 19 - St. Mary's County

2 26-3.

3 A. Salaries.

4 (1) The President of the County Commissioners shall receive a salary
5 of[:

6 (a) \$24,000 for calendar year 1991;

7 (b) \$25,000 for calendar year 1992;

8 (c) \$26,000 for calendar year 1993; and

9 (d) \$27,000 for calendar year 1994 and for each subsequent
10 calendar year] \$32,000.

11 (2) Each other Commissioner shall receive a salary of[:

12 (a) \$18,000 for calendar year 1991;

13 (b) \$19,000 for calendar year 1992;

14 (c) \$20,000 for calendar year 1993; and

15 (d) \$21,000 for calendar year 1994 and for each subsequent
16 calendar year] \$27,000.

17 (3) The Attorney to the County Commissioners shall receive an annual
18 salary as determined by the Commissioners.

19 B. Reimbursement for expenses. The County Commissioners of St. Mary's
20 County may receive reimbursement for their expenses incurred while engaged in
21 county business, whether such expenses were incurred within or outside the county.

22 SECTION 2. AND BE IT FURTHER ENACTED, That, pursuant to Article III,
23 Section 35 of the Constitution of Maryland, this Act may not be construed to extend or
24 apply to the salary or compensation of ~~the State's Attorney for St. Mary's County,~~ the
25 Treasurer of St. Mary's County, the Sheriff of St. Mary's County, the Judges of the
26 Orphans' Court for St. Mary's County, the President of the Board of County
27 Commissioners of St. Mary's County, or the County Commissioners of St. Mary's
28 County in office on the effective date of this Act, but the provisions of this Act
29 concerning the salary or compensation of ~~the State's Attorney for St. Mary's County,~~
30 the Treasurer of St. Mary's County, the Sheriff of St. Mary's County, the Judges of the
31 Orphans' Court for St. Mary's County, the President of the Board of County
32 Commissioners of St. Mary's County, and the County Commissioners of St. Mary's
33 County shall take effect at the beginning of the next following term of office.

34 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
35 October 1, 2002.

