
By: **Prince George's County Delegation**
Introduced and read first time: February 4, 2002
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - State's Attorney's Office - Composition and**
3 **Salaries**
4 **PG 309-02**

5 FOR the purpose of increasing the annual salary of the State's Attorney for Prince
6 George's County beginning with a certain calendar year; altering the number of
7 assistant State's Attorney positions in the State's Attorney's office; increasing
8 the maximum salaries of the deputy State's Attorneys, the assistant State's
9 Attorneys, and the administrative assistant in the State's Attorney's office;
10 providing that this Act does not apply to the salary or compensation of the
11 incumbent State's Attorney; and generally relating to the composition of and
12 salaries in the office of the State's Attorney of Prince George's County.

13 BY repealing and reenacting, with amendments,
14 Article 10 - Legal Officials
15 Section 40(q)
16 Annotated Code of Maryland
17 (1998 Replacement Volume and 2001 Supplement)

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

20 **Article 10 - Legal Officials**

21 40.

22 (q) In Prince George's County:

- 23 (1) (i) The State's Attorney's annual salary shall be:
- 24 1. \$107,775 for calendar year 1999;
 - 25 2. \$107,775 for calendar year 2000;
 - 26 3. \$111,000 for calendar year 2001; [and]

1 4. \$114,300 for calendar year 2002;
 2 5. \$130,000 FOR CALENDAR YEAR 2003;
 3 6. \$135,000 FOR CALENDAR YEAR 2004;
 4 7. \$140,000 FOR CALENDAR YEAR 2005; AND
 5 8. \$142,000 FOR CALENDAR YEAR 2006 and for each
 6 subsequent calendar year.

7 (ii) The State's Attorney may not, except in connection with duties
 8 as State's Attorney, appear as counsel or represent any party professionally before
 9 any court, board, commission, or agency of this State or any county or political
 10 subdivision of this State. The State's Attorney may not engage in the private practice
 11 of law but may participate in the pro bono program administered by the Prince
 12 George's County Bar Foundation.

13 (2) The State's Attorney may appoint two deputy State's Attorneys and
 14 [65] 73 assistant State's Attorneys. The deputy State's Attorneys and assistant
 15 State's Attorneys serve at the pleasure of the State's Attorney.

16 (3) The annual salary of the deputy State's Attorneys shall be within the
 17 discretion of the State's Attorney, but may not exceed [\$97,000] \$108,000. The salaries
 18 are to be paid by the County on the certification of the State's Attorney to the County
 19 Executive and County Council.

20 (4) The annual salary of the assistant State's Attorneys shall be within
 21 the discretion of the State's Attorney, but may not exceed [\$90,000] \$100,000. The
 22 salaries are to be paid by the County on the certification of the State's Attorney to the
 23 County Executive and County Council.

24 (5) The deputy State's Attorneys and the assistant State's Attorneys,
 25 except in connection with their duties as deputy State's Attorneys and assistant
 26 State's Attorneys, may not appear as counsel or represent any party professionally
 27 before any court, board, commission or agency of this State or any county or political
 28 subdivision of this State. The deputy State's Attorneys and assistant State's Attorneys
 29 may not engage in the private practice of law, but may participate in the pro bono
 30 program administered by the Prince George's County Bar Foundation.

31 (6) The deputy State's Attorneys and the assistant State's Attorneys
 32 shall perform whatever work as may be directed by the State's Attorney, or as
 33 authorized by law, and under the direction of the State's Attorney may present cases
 34 to the grand juries, sign indictments and criminal informations, and perform
 35 whatever other acts and duties in relation to the grand juries and in the operation of
 36 the office as are necessary and proper.

37 (7) The State's Attorney may appoint an administrative assistant to
 38 serve at the pleasure of the State's Attorney. The annual salary of the administrative
 39 assistant shall be within the discretion of the State's Attorney, but may not exceed

1 [\$56,000] \$59,000. The salary is to be paid by the County on the certification of the
2 State's Attorney to the County Executive and County Council. The administrative
3 assistant is not subject to the rules and regulations of the County merit system, but
4 shall be entitled to all benefits provided for County employees under the merit
5 system.

6 (8) The salary and expenses of the State's Attorney, the deputy State's
7 Attorneys, and the assistant State's Attorneys shall be paid in equal semimonthly
8 installments.

9 SECTION 2. AND BE IT FURTHER ENACTED, That, pursuant to Article III,
10 Section 35 of the Constitution of Maryland, this Act may not be construed to extend or
11 apply to the salary or compensation of the State's Attorney for Prince George's County
12 in office on the effective date of this Act, but the provisions of this Act concerning the
13 salary or compensation of the State's Attorney for Prince George's County shall take
14 effect at the beginning of the next following term of office.

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