
By: ~~Delegate W. Baker~~ Delegates W. Baker, Walkup, Schisler, Eckardt, and Cane

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House action: Adopted with floor amendments
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CHAPTER _____

1 AN ACT concerning

2 Talbot County and Dorchester County, Dorchester, Caroline, Kent, and
3 Queen Anne's Counties - Chief Deputy Sheriffs and Deputy Sheriffs -
4 Employment Status

5 FOR the purpose of establishing that a chief deputy sheriff or the managerial
6 equivalent appointed by the Sheriff of Dorchester County, Caroline County,
7 Kent County, or Queen Anne's County shall serve at the pleasure of the
8 respective Sheriff; ~~prohibiting the Sheriff of Dorchester County and the Sheriff~~
9 ~~of Talbot County~~ Sheriffs of Dorchester, Talbot, Caroline, Kent, and Queen
10 Anne's counties from refusing to reappoint a deputy sheriff in the respective
11 county without just cause; authorizing the ~~Sheriff~~ Sheriffs of Talbot County and
12 Caroline counties to appoint a chief deputy sheriff or the managerial equivalent
13 who shall serve at the pleasure of the respective Sheriff; and generally relating
14 to the chief deputy sheriffs and deputy sheriffs in Talbot ~~County and in~~
15 ~~Dorchester County, Dorchester, Caroline, Kent, and Queen Anne's counties.~~

16 BY repealing and reenacting, with amendments,
17 Article - Courts and Judicial Proceedings
18 Section 2-309(g),(k),(p),(s), and (v)
19 Annotated Code of Maryland
20 (1998 Replacement Volume and 2001 Supplement)

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

1 **Article - Courts and Judicial Proceedings**

2 2-309.

3 (g) (1) The Sheriff of Caroline County shall receive an annual salary of
4 \$45,000 in 1995 and in each subsequent year.5 (2) (I) The Sheriff may appoint:6 1. [deputy] DEPUTY sheriffs and other personnel in
7 accordance with the County budget; AND8 2. A CHIEF DEPUTY SHERIFF, OR THE MANAGERIAL
9 EQUIVALENT, WHO SHALL SERVE AT THE PLEASURE OF THE SHERIFF.10 (II) THE SHERIFF MAY NOT REFUSE TO REAPPOINT A DEPUTY
11 SHERIFF WITHOUT JUST CAUSE.12 (k) (1) The Sheriff of Dorchester County shall receive an annual salary of
13 \$45,000 and be allowed the actual operating costs of the Sheriff's office, including the
14 maintenance of automobiles.15 (2) (i) The Sheriff shall appoint a chief deputy [sheriff] SHERIFF, OR
16 THE MANAGERIAL EQUIVALENT, WHO SHALL SERVE AT THE PLEASURE OF THE
17 SHERIFF.18 (ii) If an employee of the Sheriff's office is appointed as chief deputy
19 sheriff and is subsequently removed from the chief deputy sheriff's position for other
20 than cause, the person may resume the employment status held prior to the
21 appointment to the chief deputy sheriff's position.

22 (iii) The chief deputy sheriff shall:

23 1. Perform all duties assigned by the Sheriff; and

24 2. If the Sheriff is temporarily incapacitated or there is a
25 vacancy in the office of the Sheriff, perform all legal functions of the Sheriff.26 (iv) If the Sheriff becomes incapacitated and the position of chief
27 deputy sheriff is vacant, the County Commissioners shall appoint an acting chief
28 deputy sheriff to serve until the Sheriff is reactivated or replaced.29 (v) The County Commissioners shall approve the salary of the chief
30 deputy sheriff.31 (3) (i) The Sheriff may appoint probationary deputy sheriffs, deputy
32 sheriffs, investigators, communications officers, secretaries, supervisors,
33 administrators, and other staff as approved in the county budget.34 (ii) The County Commissioners shall approve the salaries for all
35 staff appointed by the Sheriff.

1 (III) THE SHERIFF MAY NOT REFUSE TO REAPPOINT A DEPUTY
2 SHERIFF WITHOUT JUST CAUSE.

3 (p) (1) The Sheriff of Kent County shall receive a salary of:

4 (i) \$45,000 for the calendar year 2003;

5 (ii) \$46,000 for the calendar year 2004;

6 (iii) \$47,000 for the calendar year 2005; and

7 (iv) \$48,000 for the calendar year 2006 and each calendar year
8 thereafter.

9 (2) At the discretion of the County Commissioners, the Sheriff shall
10 receive county-owned automobiles as may be necessary to operate the Sheriff's
11 department.

12 (3) (I) The Sheriff shall appoint a chief deputy sheriff, OR THE
13 MANAGERIAL EQUIVALENT, who shall:

14 1. [receive] RECEIVE a salary of at least \$8,000; AND

15 2. SERVE AT THE PLEASURE OF THE SHERIFF.

16 (II) THE SHERIFF MAY NOT REFUSE TO REAPPOINT A DEPUTY
17 SHERIFF WITHOUT JUST CAUSE.

18 (4) The Sheriff and the Sheriff's deputies shall be paid allowances as the
19 Commissioners may deem necessary.

20 (5) The County Commissioners may authorize additional deputies as
21 necessary and shall set their compensation at the time of their appointment.

22 (6) The County Commissioners may authorize the Sheriff to appoint as
23 part-time deputies individuals employed in specific plants, schools, hospitals,
24 institutions, business enterprises, and land development tracts situated within Kent
25 County who are limited to service only within the particular facility where they are
26 employed, and who may not be compensated by Kent County for their services.

27 (s) (1) (I) The Sheriff of Queen Anne's County shall receive a salary set by
28 the County Commissioners of at least \$10,000.

29 (II) The Sheriff shall appoint a chief deputy OR THE MANAGERIAL
30 EQUIVALENT, at a salary set by the County Commissioners of at least \$4,500.

31 (III) 1. The Sheriff may appoint the number of assistant deputy
32 sheriffs as the County Commissioners approve, at salaries set by the County
33 Commissioners of at least \$4,200.

