

SENATE BILL 706

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2002 Regular Session
(2r1395)

ENROLLED BILL
-- Judicial Proceedings/Judiciary --

Introduced by **Senator Colburn**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Talbot County Dorchester and Talbot Counties - State's Attorney - Salary**
3 **and Duties**

4 FOR the purpose of ~~altering the salary of the State's Attorney for Dorchester County;~~
5 prohibiting the State's Attorney for Dorchester County from engaging in the
6 private practice of law; setting the salary of the State's Attorney for Talbot
7 County; requiring the State's Attorney for Talbot County to serve full time;
8 prohibiting the State's Attorney for Talbot County from engaging in the private
9 practice of law; providing that this Act does not apply to the salary or
10 compensation of the incumbent ~~State's Attorney for Dorchester County or the~~
11 ~~incumbent~~ State's Attorney for Talbot County; and generally relating to the
12 salary and duties of the State's ~~Attorney for Attorneys for Dorchester and Talbot~~
13 ~~County Counties~~ Attorney for Talbot County and the duties of the State's
14 Attorney for Dorchester County.

15 BY repealing and reenacting, with amendments,
16 Article 10 - Legal Officials

1 Section ~~40(u)(1) 40(j)(1) and (2) and (u)(1) 40(j)(2) and (u)(1)~~
 2 Annotated Code of Maryland
 3 (2001 Replacement Volume)

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

6 **Article 10 - Legal Officials**

7 40.

8 (j) ~~(1) In Dorchester County, the State's Attorney's salary shall be [80] 90~~
 9 ~~percent of the salary of a judge of the District Court of Maryland.~~

10 (2) The State's Attorney shall serve full time AND MAY NOT ENGAGE IN
 11 THE PRIVATE PRACTICE OF LAW.

12 (u) In Talbot County[,]:

13 (1) (i) The State's Attorney's salary shall be [as set by the County
 14 Council] ~~90~~ 80 PERCENT OF THE SALARY OF A JUDGE OF THE DISTRICT COURT OF
 15 MARYLAND.

16 (ii) The State's Attorney ~~may serve part-time~~ SHALL SERVE FULL
 17 TIME and[, subject to the provisions of paragraph (iii) of this subsection,] may NOT
 18 engage in the private practice of law.

19 [(iii) Except in connection with and in the performance of the State's
 20 Attorney's duties as the State's Attorney, the State's Attorney may not appear
 21 professionally in any criminal proceeding in this State.]

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 Dorchester County or~~
 25 ~~the~~ State's Attorney for Talbot County in office on the effective date of this Act, but
 26 the provisions of this Act concerning the salary or compensation of the ~~State's~~
 27 ~~Attorney for Dorchester County and the~~ State's Attorney for Talbot County shall take
 28 effect at the beginning of the next following term of office.

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

