

SENATE BILL 706

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2002 Regular Session
2r1395
CF 2r1325

By: **Senator Colburn**
Introduced and read first time: February 1, 2002
Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: February 27, 2002

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.

14 BY repealing and reenacting, with amendments,
15 Article 10 - Legal Officials
16 Section ~~40(u)(1)~~ 40(j)(1) and (2) and (u)(1)
17 Annotated Code of Maryland
18 (2001 Replacement Volume)

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

1

Article 10 - Legal Officials

2 40.

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

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

7 (u) In Talbot County[,]:

8 (1) (i) The State's Attorney's salary shall be [as set by the County
9 Council] 90 PERCENT OF THE SALARY OF A JUDGE OF THE DISTRICT COURT OF
10 MARYLAND.

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

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

17 SECTION 2. AND BE IT FURTHER ENACTED, That, pursuant to Article III,
18 Section 35 of the Constitution of Maryland, this Act may not be construed to extend or
19 apply to the salary or compensation of the State's Attorney for Dorchester County or
20 the State's Attorney for Talbot County in office on the effective date of this Act, but
21 the provisions of this Act concerning the salary or compensation of the State's
22 Attorney for Dorchester County and the State's Attorney for Talbot County shall take
23 effect at the beginning of the next following term of office.

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