By: **Prince George's County Delegation** Introduced and read first time: February 4, 2004 Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 3	Prince George's County - State's Attorney's Office - Support Staff PG 307-04			
4 5 6 7 8 9 10 11 12 13	 providing that certain positions are classified according to the county pay and classification plan; providing that staff appointed to certain positions are subject to county personnel policies and procedures and the labor code for county employees; providing that salaries for certain positions are as provided in the county budget; providing that all employees of the office except those who are subject to county personnel policies and procedures serve at the pleasure of the State's Attorney; and generally relating to the State's Attorney's office in Prince 			
15 16 17 18 19	 6 Section 40(q) 7 Annotated Code of Maryland 8 (2001 Replacement Volume and 2003 Supplement) 9 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 			
20	MARYLAND, That the Laws of Maryland read as follows:			
21	Article 10 - Legal Officials			
22	40.			
23	(q) In Prince George's County:			
24	(1) (i) The State's Attorney's annual salary shall be:			
25	1. \$107,775 for calendar year 1999;			
26	2. \$107,775 for calendar year 2000;			

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1	3.	\$111,000 for calendar year 2001;
2	4.	\$114,300 for calendar year 2002;
3	5.	\$119,900 for calendar year 2003;
4	6.	\$119,900 for calendar year 2004; and
5 6 calendar year.	7.	\$125,500 for calendar year 2005 and for each subsequent

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 73 assistant State's Attorneys. The deputy State's Attorneys and assistant State's
15 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 \$108,000. The salaries are to be 18 paid by the county on the certification of the State's Attorney to the County Executive 19 and County Council.

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

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

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

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

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1 \$59,000. The salary is to be paid by the county on the certification of the State's 2 Attorney to the County Executive and County Council. The administrative assistant 3 is not subject to the rules and regulations of the county merit system, but shall be 4 entitled to all benefits provided for county employees under the merit system. THE STATE'S ATTORNEY MAY APPOINT TO THE FOLLOWING (8) (I) 6 POSITIONS CLERICAL, SECRETARIAL, AND ADMINISTRATIVE STAFF AS IN THE 7 STATE'S ATTORNEY'S JUDGMENT MAY BE NECESSARY FOR THE PROPER CONDUCT OF 8 THE OFFICE: ADMINISTRATIVE AIDE I, II, III, AND IV AS CLASSIFIED IN 1. 10 THE COUNTY PAY AND CLASSIFICATION PLAN; AND GENERAL CLERK I, II, III, AND IV AS CLASSIFIED IN THE 2. 12 COUNTY PAY AND CLASSIFICATION PLAN. (II) AN EMPLOYEE APPOINTED UNDER SUBPARAGRAPH (I) OF THIS 14 PARAGRAPH: 1. IS SUBJECT TO THE COUNTY PERSONNEL POLICIES AND 16 PROCEDURES AND LABOR CODE GOVERNING COUNTY EMPLOYEES; AND SHALL RECEIVE A SALARY AS PROVIDED IN THE COUNTY 2. 18 BUDGET. (9) (I) THE STATE'S ATTORNEY SHALL APPOINT ALL EMPLOYEES OF 20 THE OFFICE. EXCEPT FOR EMPLOYEES SUBJECT TO THE COUNTY (II) 22 PERSONNEL POLICIES AND PROCEDURES, ALL EMPLOYEES SERVE AT THE PLEASURE 23 OF THE STATE'S ATTORNEY. (10)The salary and expenses of the State's Attorney, the deputy [(8)] 25 State's Attorneys, and the assistant State's Attorneys shall be paid in equal 26 semimonthly installments.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 27 28 October 1, 2004.

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