
By: Cecil County Delegation

Introduced and read first time: February 4, 2005

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Courts and Judicial Proceedings - Cecil County - Salary of the Sheriff**

3 FOR the purpose of increasing the annual salary of the Sheriff of Cecil County,
 4 beginning with a certain calendar year; providing that this Act does not apply to
 5 the salary or compensation of the incumbent Sheriff of Cecil County; providing
 6 for the effective date of certain provisions of this Act; and generally relating to
 7 the salary of the Sheriff of Cecil County.

8 BY repealing and reenacting, with amendments,
 9 Article - Courts and Judicial Proceedings
 10 Section 2-309(i)
 11 Annotated Code of Maryland
 12 (2002 Replacement Volume and 2004 Supplement)

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

15 **Article - Courts and Judicial Proceedings**

16 2-309.

17 (i) (1) (i) The Sheriff of Cecil County shall receive an annual salary of:

- 18 1. [\$47,000] \$64,000 for calendar year [2002] 2007;
- 19 2. [\$50,000] \$66,500 for calendar year [2003] 2008;
- 20 3. [\$51,500] \$69,000 for calendar year [2004] 2009; AND
- 21 4. [\$53,000] \$71,500 for calendar year [2005; and
- 22 5. \$54,000 for calendar year 2006] 2010 and for each
- 23 subsequent year.

1 (ii) In addition, the Sheriff shall receive the benefits and
2 reimbursements for reasonable expenses in the performance of duties as provided in
3 the Cecil County budget or by law, including, where appropriate:

- 4 1. Reimbursements under the Standard State Travel
5 Regulations; and
6 2. Participation in the health care plan that is negotiated for
7 county employees.

8 (iii) 1. The Sheriff shall appoint a chief deputy sheriff, a
9 community adult rehabilitation center administrator, a detention center director, a
10 detention center deputy director, a law enforcement director, law enforcement
11 personnel, and a personal secretary to the Sheriff.

12 2. The Sheriff may remove the chief deputy sheriff,
13 community adult rehabilitation center administrator, detention center director,
14 detention center deputy director, law enforcement director, and personal secretary to
15 the Sheriff at any time whether or not for cause.

16 (iv) The Sheriff shall appoint full-time or part-time employees, as
17 provided in the county budget, to perform the duties of the Sheriff's department.
18 These employees shall include:

- 19 1. Deputy sheriffs to perform law enforcement functions;
20 2. Deputy sheriffs to perform correctional functions;
21 3. Clerical and other civilian employees;
22 4. A director of the detention center; and
23 5. A community adult rehabilitation center administrator.

24 (v) Except for the chief deputy sheriff, each employee of the
25 Sheriff's department shall serve a probationary period of 12 months. The Sheriff may
26 extend the probationary period for cause.

27 (vi) During the probationary period of an employee in the Sheriff's
28 department:

- 29 1. The employee shall satisfactorily complete any
30 certification or training program specified by the Sheriff; and
31 2. The determination of an employee's qualifications and
32 ability to serve in the position of a permanent nonprobationary employee shall be
33 within the sole discretion of the Sheriff.

34 (vii) Except for the chief deputy sheriff, community adult
35 rehabilitation center administrator, detention center director, detention center deputy

1 director, law enforcement director, law enforcement personnel, and personal secretary
2 to the Sheriff, all employees of the Sheriff's department:

3 1. Shall be governed by the rank, salary, and benefit
4 structures of the Cecil County personnel policy; and

5 2. Except as provided in subparagraph (viii) of this
6 paragraph, upon completion of the probationary period, shall be subject to the Cecil
7 County personnel regulations and policies in all matters.

8 (viii) Law enforcement officers and correctional officers of the
9 Sheriff's department may be terminated only for just cause.

10 (ix) Nothing in this subsection shall affect the rights and
11 protections accorded an employee under any other provision of law.

12 (2) The County Commissioners shall pay the cost of all necessary
13 expenses incurred by the Sheriff and his staff.

14 (3) The Sheriff of Cecil County shall have the authority to formulate and
15 administer a plan that includes the method of supervision to use inmates the Sheriff
16 deems eligible and selects to perform, under the supervision of State, county, or
17 municipal employees, tasks the Sheriff assigns within the county or any incorporated
18 municipality within the county.

19 SECTION 2. AND BE IT FURTHER ENACTED, That, pursuant to Article III,
20 § 35 of the Maryland Constitution, this Act may not be construed to extend or apply to
21 the salary or compensation of the Sheriff of Cecil County in office on the effective date
22 of this Act, but the provisions of this Act concerning the salary or compensation of the
23 Sheriff of Cecil County shall take effect at the beginning of the next following term of
24 office.

25 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take
26 effect October 1, 2005.