

UNOFFICIAL COPY OF SENATE BILL 916
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SB 616/04 - JPR

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CF 51r2982

By: **Senators Conway, Gladden, Jones, and McFadden**

Introduced and read first time: February 23, 2005

Assigned to: Rules

Re-referred to: Judicial Proceedings, February 25, 2005

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 30, 2005

Returned to second reading: April 1, 2005

Senate action: Adopted with floor amendments

Read second time: April 1, 2005

CHAPTER _____

1 AN ACT concerning

2 **Baltimore City Sheriff - Employees - Salaries and ~~Expense Allowances~~**

3 FOR the purpose of altering the salaries of certain employees of the Baltimore City
4 Sheriff; altering certain surcharges on filing fees in the District Court in
5 Baltimore City; requiring certain revenue to be remitted quarterly to the
6 Baltimore City Director of Finance and used to fund the salaries of certain
7 employees of the Baltimore City Sheriff; ~~altering the expense allowance amount~~
8 received by a deputy sheriff; altering certain surcharges on filing fees in the
9 District Court in Baltimore City; requiring certain revenue to be remitted
10 quarterly to the Baltimore City Director of Finance and used for a certain
11 purpose; providing for the funding of salaries of certain employees of the
12 Baltimore City Sheriff; and generally relating to the salaries ~~and expense~~
13 allowances of employees of the Baltimore City Sheriff.

14 BY repealing and reenacting, with amendments,
15 Article - Courts and Judicial Proceedings
16 Section 2-309(d) and 7-301(c) and ~~7-301(e)~~
17 Annotated Code of Maryland
18 (2002 Replacement Volume and 2004 Supplement)

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

1 **Article - Courts and Judicial Proceedings**

2 2-309.

3 (d) (1) (i) In Baltimore City, the Sheriff shall receive an expense
4 allowance of \$1,000 per year and a salary of:

- 5 1. \$70,000 in calendar year 2002;
6 2. \$70,000 in calendar year 2003;
7 3. \$72,000 in calendar year 2004;
8 4. \$72,000 in calendar year 2005; and
9 5. \$74,000 in calendar year 2006 and thereafter.

10 (ii) The Sheriff:

11 1. Shall appoint an undersheriff or chief deputy sheriff, one
12 assistant sheriff, two deputy sheriff majors, two deputy sheriff captains, four deputy
13 sheriff lieutenants, four deputy sheriff sergeants, one secretary sheriff, and one fiscal
14 clerk sheriff; and

15 2. May appoint a total of 83 deputy sheriffs.

16 (iii) 1. Except for deputy sheriffs, DEPUTY SHERIFF SERGEANTS,
17 AND DEPUTY SHERIFF LIEUTENANTS, salaries for these employees shall be set by the
18 Secretary of Budget and Management.

19 2. Salaries for deputy sheriffs shall be set at a rate not less
20 than the salary equivalent to grade [12] ~~14~~ of the State pay scale.

21 3. SALARIES FOR DEPUTY SHERIFF SERGEANTS SHALL BE
22 SET AT A RATE NOT LESS THAN THE SALARY EQUIVALENT TO GRADE ~~17~~ 16 OF THE
23 STATE PAY SCALE.

24 4. SALARIES FOR DEPUTY SHERIFF LIEUTENANTS SHALL BE
25 SET AT A RATE NOT LESS THAN THE SALARY EQUIVALENT TO GRADE ~~19~~ 18 OF THE
26 STATE PAY SCALE.

27 (iv) In addition to any other compensation received, each deputy
28 sheriff shall receive an expense allowance of ~~[\$200 annually]~~ ~~-\$100 QUARTERLY~~ for:

- 29 1. Ammunition for practice sessions at the range;
30 2. Clothing allowance to defray the cost of dry cleaning and
31 maintaining the clothing worn while on duty; and

1 (ii) Shall be deposited into the Maryland Legal Services
2 Corporation Fund established under § 7-408 of this title.

3 (3) (I) ~~IN ADDITION TO THE SURCHARGE ASSESSED UNDER
4 PARAGRAPH (2) OF THIS SUBSECTION, THE CHIEF JUDGE OF THE DISTRICT COURT
5 SHALL ASSESS A SURCHARGE FOR SUMMARY EJECTMENT CASES FILED IN
6 BALTIMORE CITY THAT MAY NOT BE MORE THAN \$7 PER CASE.~~

7 (II) ~~THE REVENUE GENERATED FROM THE SURCHARGE ON FILING
8 FEES FOR SUMMARY EJECTMENT CASES COLLECTED BY THE DISTRICT COURT IN
9 BALTIMORE CITY UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE
10 REMITTED QUARTERLY TO THE BALTIMORE CITY DIRECTOR OF FINANCE. THE
11 REVENUE SHALL BE USED TO FUND SALARY INCREASES FOR THE BALTIMORE CITY
12 DEPUTY SHERIFFS, DEPUTY SHERIFF SERGEANTS, AND DEPUTY SHERIFF
13 LIEUTENANTS UNDER § 2-309(D) OF THIS ARTICLE.~~

14 ~~[(3)]~~ (4) The Court of Appeals may provide by rule for waiver of
15 prepayment of filing fees and other costs in cases of indigency.

16 7-301.

17 (c) (1) The filing fees and costs in a civil case are those prescribed by law
18 subject to modification by law, rule, or administrative regulation.

19 (2) [The] EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS
20 SUBSECTION, THE Chief Judge of the District Court shall assess a surcharge that:

21 (i) May not be more than:

22 1. \$5 per summary ejectment case; and

23 2. \$10 per case for all other civil cases; and

24 (ii) Shall be deposited into the Maryland Legal Services
25 Corporation Fund established under § 7-408 of this title.

26 (3) (I) IN ADDITION TO THE SURCHARGE ASSESSED UNDER
27 PARAGRAPH (2) OF THIS SUBSECTION, THE CHIEF JUDGE OF THE DISTRICT COURT
28 SHALL ASSESS A SURCHARGE FOR SUMMARY EJECTMENT CASES FILED IN
29 BALTIMORE CITY THAT MAY NOT BE MORE THAN \$7 PER CASE.

30 (II) THE REVENUE GENERATED FROM THE SURCHARGE ON FILING
31 FEES FOR SUMMARY EJECTMENT CASES COLLECTED BY THE DISTRICT COURT IN
32 BALTIMORE CITY UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE:

33 1. REMITTED QUARTERLY TO THE BALTIMORE CITY
34 DIRECTOR OF FINANCE; AND

