
By: **Chairman, Budget and Taxation Committee (By Request - Maryland
Judicial Conference)**

Introduced and read first time: January 16, 2006

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Circuit Courts - Courtroom Security**

3 FOR the purpose of requiring a county sheriff to provide certain security in circuit
4 court courtrooms being used for family law or juvenile law cases; providing State
5 funding for a county that provides certain security in a circuit court courtroom
6 being used for family law or juvenile law cases; providing that the duty of a
7 county or sheriff to provide security to the circuit court is not relieved by this
8 Act; requiring counties to spend certain savings derived from this Act on certain
9 purposes; requiring counties to submit a certain report to the Department of
10 Budget and Management; requiring the Department to submit a certain report
11 to the Chief Judge of the Court of Appeals and to the General Assembly;
12 specifying that the expenditures required under this Act are to be used to
13 supplement existing expenditures for the same purpose; providing for a delayed
14 effective date; and generally relating to courtroom security.

15 BY adding to

16 Article - Courts and Judicial Proceedings
17 Section 1-505
18 Annotated Code of Maryland
19 (2002 Replacement Volume and 2005 Supplement)

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

22 **Article - Courts and Judicial Proceedings**

23 1-505.

24 (A) SUBJECT TO SUBSECTION (B) OF THIS SECTION, THERE SHALL BE
25 INCLUDED IN THE STATE BUDGET FOR THE JUDICIARY AN AUTHORIZATION TO THE
26 ADMINISTRATIVE OFFICE OF THE COURTS IN THE TOTAL AMOUNT NECESSARY TO
27 REIMBURSE COUNTIES THAT PROVIDE THE CIRCUIT COURT WITH SECURITY IN
28 COURTROOMS USED FOR FAMILY LAW OR JUVENILE LAW CASES.

1 (B) BEGINNING JULY 1, 2007, AND TO THE EXTENT PROVIDED IN THE STATE
2 BUDGET, THE SHERIFF FOR A COUNTY SHALL PROVIDE SECURITY IN EACH
3 COURTROOM IN THE CIRCUIT COURT THAT IS USED FOR FAMILY LAW OR JUVENILE
4 LAW CASES.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act does not relieve
6 any county or sheriff of the duty to provide security to the circuit court for the county.

7 SECTION 3. AND BE IT FURTHER ENACTED, That this Act may not be
8 construed to assume any liability incurred by any county in connection with security
9 for the circuit court for the county and, except as specifically provided in this Act, does
10 not modify any existing duty or liability of the State or a county.

11 SECTION 4. AND BE IT FURTHER ENACTED, That:

12 (1) Beginning in fiscal year 2008 and in each subsequent fiscal year,
13 each county shall use the local fiscal savings resulting from this Act, if any, for the
14 sole purpose of increasing local expenditures for circuit court or related public safety
15 purposes;

16 (2) In fiscal years 2008 through 2015, each county shall report to the
17 Department of Budget and Management on or before November 1 on circuit court or
18 related public safety expenditures to which the savings resulting from this Act have
19 been applied. The Department of Budget and Management shall report these
20 expenditures to the Chief Judge of the Court of Appeals and, subject to § 2-1246 of the
21 State Government Article, to the General Assembly; and

22 (3) Circuit court or public safety related expenditures required under
23 this section shall be used to supplement, and may not supplant, existing local
24 expenditures for the same purpose.

25 SECTION 5. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 July 1, 2007.