

SENATE BILL 117

D2

8lr1237
CF HB 123

By: **Senators Stone, Brochin, Haines, Harris, Kasemeyer, Kelley, ~~and Klausmeier~~ Klausmeier, and Zirkin**

Introduced and read first time: January 17, 2008

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 12, 2008

CHAPTER _____

1 AN ACT concerning

2 **Baltimore County - State's Attorney - Salary**

3 FOR the purpose of ~~clarifying~~ establishing the salary of the State's Attorney for
4 Baltimore County beginning with the State's Attorney elected in a certain year;
5 providing that the salary be increased annually by a certain ~~amount~~ percentage;
6 clarifying language; providing that this Act does not apply to the salary or
7 compensation of the incumbent State's Attorney for Baltimore County; and
8 generally relating to the State's Attorney for Baltimore County.

9 BY repealing and reenacting, without amendments,
10 Article - Criminal Procedure
11 Section 15-404(a)
12 Annotated Code of Maryland
13 (2001 Volume and 2007 Supplement)
14 (As enacted by Chapter ____ (S.B. 37) of the Acts of the General Assembly of
15 2008)

16 BY repealing and reenacting, with amendments,
17 Article - Criminal Procedure
18 Section 15-404(b)
19 Annotated Code of Maryland
20 (2001 Volume and 2007 Supplement)
21 (As enacted by Chapter ____ (S.B. 37) of the Acts of the General Assembly of
22 2008)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

3 **Article – Criminal Procedure**

4 15–404.

5 (a) This section applies only in Baltimore County.

6 (b) **(1)** Subject to Article III, § 35 of the Maryland Constitution ~~and~~ **AND**
7 **PARAGRAPH (2) OF THIS SUBSECTION**, beginning with the term of the State's
8 Attorney who was elected to that position in 1982, the State's Attorney's salary ~~is~~:

9 ~~(1)~~ **(I)** is equal to the salary of a circuit court judge; and

10 ~~(2)~~ **(II)** shall be increased 5% each year during the State's
11 Attorney's term of office ~~is~~.

12 ~~(1) (2) (I)~~ **BEGINNING ON JANUARY 2, 2008 BEGINNING WITH THE**
13 **TERM OF THE STATE'S ATTORNEY ELECTED TO THAT POSITION IN 2010, THE**
14 **SALARY OF THE STATE'S ATTORNEY IS \$194,276; AND**

15 ~~(2) (II)~~ **IN FOR THE YEAR BEGINNING ON JANUARY 1, 2012, AND**
16 **EACH YEAR THEREAFTER, THE SALARY SHALL BE INCREASED BY THE SAME**
17 **ANNUAL COST OF LIVING INCREASE RECEIVED BY BALTIMORE COUNTY**
18 **EMPLOYEES 1%.**

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 State's Attorney for Baltimore County in office on
22 the effective date of this Act, but the provisions of this Act concerning the salary or
23 compensation of the State's Attorney for Baltimore County shall take effect at the
24 beginning of the next following term of office.

25 SECTION ~~2~~ **3**. AND BE IT FURTHER ENACTED, That this Act shall take
26 effect July 1, 2008.