# HOUSE BILL 111

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9lr0872 CF SB 19

## By: Delegates Eckardt, Cane, and Haddaway

Introduced and read first time: January 22, 2009 Assigned to: Environmental Matters

#### A BILL ENTITLED

1 AN ACT concerning

#### **Dorchester County - Sheriff - Salary**

FOR the purpose of establishing the salary for the Sheriff of Dorchester County for
certain calendar years; repealing references to the County Commissioners of
Dorchester County and substituting references to the County Council of
Dorchester County; establishing that this Act does not apply to the salary or
compensation of the incumbent Sheriff of Dorchester County; and generally
relating to the salary of the Sheriff of Dorchester County.

- 9 BY repealing and reenacting, with amendments,
- 10 Article Courts and Judicial Proceedings
- 11 Section 2–309(k)
- 12 Annotated Code of Maryland
- 13 (2006 Replacement Volume and 2008 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 15 MARYLAND, That the Laws of Maryland read as follows:

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### Article – Courts and Judicial Proceedings

17 2–309.

18 (k) (1) (i) [Except as provided in subparagraphs (ii) and (iii) of this 19 paragraph, the Sheriff of Dorchester County shall receive an annual salary of \$45,000 20 and be allowed the actual operating costs of the Sheriff's Office, including the 21 maintenance of automobiles.

(ii)] The Sheriff of Dorchester County shall receive an annualsalary of:

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1. [\$62,500] **\$65,500** for calendar year [2006] **2009**;



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1	2	2.	[\$63,500] <b>\$65,500</b> for calendar year [2007] <b>2010</b> ;	
$2 \\ 3$	3 [and]	3.	[\$64,500] <b>\$85,000</b> for calendar year [2008] <b>2011</b> ;	
4	4	4.	[\$65,500] <b>\$86,500</b> for calendar year [2009] <b>2012;</b>	
5	5	5.	\$88,000 FOR CALENDAR YEAR 2013; AND	
6	6	6.	<b>\$89,500</b> FOR CALENDAR YEAR <b>2014</b> .	
7 8 9	[(iii)] (II) For calendar year [2010] <b>2015</b> and thereafter, the Sheriff of Dorchester County shall receive the same annual salary as paid in [2009] <b>2014</b> .			
$10 \\ 11 \\ 12$	(III) THE SHERIFF OF DORCHESTER COUNTY IS ENTITLED TO THE ACTUAL OPERATING COSTS OF THE SHERIFF'S OFFICE, INCLUDING THE MAINTENANCE OF AUTOMOBILES.			
$\begin{array}{c} 13\\14\end{array}$	(2) $(i)$ The Sheriff shall appoint a chief deputy sheriff, or the managerial equivalent, who shall serve at the pleasure of the Sheriff.			
15 16 17 18	(ii) If an employee of the Sheriff's Office is appointed as chief deputy sheriff and is subsequently removed from the chief deputy sheriff's position for other than cause, the person may resume the employment status held prior to the appointment to the chief deputy sheriff's position.			
19	(iii) I	The ch	nief deputy sheriff shall:	
20	1	1.	Perform all duties assigned by the Sheriff; and	
$\begin{array}{c} 21 \\ 22 \end{array}$			If the Sheriff is temporarily incapacitated or there is a riff, perform all legal functions of the Sheriff.	
$23 \\ 24 \\ 25$	deputy sheriff is vacant,	the C	Sheriff becomes incapacitated and the position of chief County [Commissioners] <b>COUNCIL</b> shall appoint an ve until the Sheriff is reactivated or replaced.	
$\frac{26}{27}$	(v) T salary of the chief deputy s		ounty [Commissioners] <b>COUNCIL</b> shall approve the	
28 29 30	(3) (i) The Sheriff may appoint probationary deputy sheriffs, deputy sheriffs, investigators, communications officers, secretaries, supervisors, administrators, and other staff as approved in the county budget.			

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- 1 (ii) The County [Commissioners] **COUNCIL** shall approve the 2 salaries for all staff appointed by the Sheriff.
- 3 (iii) The Sheriff may not refuse to reappoint a deputy sheriff 4 without just cause.

5 SECTION 2. AND BE IT FURTHER ENACTED, That, pursuant to Article III, § 6 35 of the Maryland Constitution, this Act may not be construed to extend or apply to 7 the salary or compensation of the Sheriff of Dorchester County in office on the effective 8 date of this Act, but the provisions of this Act concerning the salary or compensation of 9 the Sheriff of Dorchester County shall take effect at the beginning of the next 10 following term of office.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
October 1, 2009.