

SENATE BILL 19

D2

(PRE-FILED)

9lr0670

CF 9lr0872

By: **Senator Colburn**

Requested: September 22, 2008

Introduced and read first time: January 14, 2009

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Dorchester County – Sheriff – Salary**

3 FOR the purpose of establishing the salary for the Sheriff of Dorchester County for
4 certain calendar years; repealing references to the County Commissioners of
5 Dorchester County and substituting references to the County Council of
6 Dorchester County; establishing that this Act does not apply to the salary or
7 compensation of the incumbent Sheriff of Dorchester County; and generally
8 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:

16 **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.

22 (ii)] The Sheriff of Dorchester County shall receive an annual
23 salary of:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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- 1 1. [\$62,500] **\$65,500** for calendar year [2006] **2009**;
- 2 2. [\$63,500] **\$65,500** for calendar year [2007] **2010**;
- 3 3. [\$64,500] **\$85,000** for calendar year [2008] **2011**;
- 4 [and]
- 5 4. [\$65,500] **\$86,500** for calendar year [2009] **2012**;
- 6 5. **\$88,000 FOR CALENDAR YEAR 2013; AND**
- 7 6. **\$89,500 FOR CALENDAR YEAR 2014.**

8 [(iii)] (II) For calendar year [2010] **2015** and thereafter, the
 9 Sheriff of Dorchester County shall receive the same annual salary as paid in [2009]
 10 **2014.**

11 (III) **THE SHERIFF OF DORCHESTER COUNTY IS ENTITLED**
 12 **TO THE ACTUAL OPERATING COSTS OF THE SHERIFF'S OFFICE, INCLUDING THE**
 13 **MAINTENANCE OF AUTOMOBILES.**

14 (2) (i) The Sheriff shall appoint a chief deputy sheriff, or the
 15 managerial equivalent, who shall serve at the pleasure of the Sheriff.

16 (ii) If an employee of the Sheriff's Office is appointed as chief
 17 deputy sheriff and is subsequently removed from the chief deputy sheriff's position for
 18 other than cause, the person may resume the employment status held prior to the
 19 appointment to the chief deputy sheriff's position.

20 (iii) The chief deputy sheriff shall:

21 1. Perform all duties assigned by the Sheriff; and

22 2. If the Sheriff is temporarily incapacitated or there is a
 23 vacancy in the Office of the Sheriff, perform all legal functions of the Sheriff.

24 (iv) If the Sheriff becomes incapacitated and the position of chief
 25 deputy sheriff is vacant, the County [Commissioners] **COUNCIL** shall appoint an
 26 acting chief deputy sheriff to serve until the Sheriff is reactivated or replaced.

27 (v) The County [Commissioners] **COUNCIL** shall approve the
 28 salary of the chief deputy sheriff.

29 (3) (i) The Sheriff may appoint probationary deputy sheriffs,
 30 deputy sheriffs, investigators, communications officers, secretaries, supervisors,
 31 administrators, and other staff as approved in the county budget.

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.

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