

# SENATE BILL 19

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(PRE-FILED)

9lr0670  
CF HB 111

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By: **Senator Colburn**

Requested: September 22, 2008

Introduced and read first time: January 14, 2009

Assigned to: Judicial Proceedings

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: January 26, 2009

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## CHAPTER \_\_\_\_\_

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

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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 and be allowed the actual operating costs of the Sheriff's Office, including the  
2 maintenance of automobiles.

3 (ii) The Sheriff of Dorchester County shall receive an annual  
4 salary of:

5 1. [\$62,500] **\$65,500** for calendar year [2006] **2009**;

6 2. [\$63,500] **\$65,500** for calendar year [2007] **2010**;

7 3. [\$64,500] **\$85,000** for calendar year [2008] **2011**;

8 [and]

9 4. [\$65,500] **\$86,500** for calendar year [2009] **2012**;

10 5. **\$88,000 FOR CALENDAR YEAR 2013; AND**

11 6. **\$89,500 FOR CALENDAR YEAR 2014.**

12 [(iii)] (ii) For calendar year [2010] **2015** and thereafter, the  
13 Sheriff of Dorchester County shall receive the same annual salary as paid in [2009]  
14 **2014.**

15 (iii) **THE SHERIFF OF DORCHESTER COUNTY IS ENTITLED**  
16 **TO ~~BE~~ SHALL BE ALLOWED THE ACTUAL OPERATING COSTS OF THE SHERIFF'S**  
17 **OFFICE, INCLUDING THE MAINTENANCE OF AUTOMOBILES.**

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

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

24 (iii) The chief deputy sheriff shall:

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

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

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

1 (v) The County [Commissioners] COUNCIL shall approve the  
2 salary of the chief deputy sheriff.

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

6 (ii) The County [Commissioners] COUNCIL shall approve the  
7 salaries for all staff appointed by the Sheriff.

8 (iii) The Sheriff may not refuse to reappoint a deputy sheriff  
9 without just cause.

10 SECTION 2. AND BE IT FURTHER ENACTED, That, pursuant to Article III, §  
11 35 of the Maryland Constitution, this Act may not be construed to extend or apply to  
12 the salary or compensation of the Sheriff of Dorchester County in office on the effective  
13 date of this Act, but the provisions of this Act concerning the salary or compensation of  
14 the Sheriff of Dorchester County shall take effect at the beginning of the next  
15 following term of office.

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

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.