

SENATE BILL 639

D2
SB 655/13 – JPR

4r0421
CF HB 825

By: ~~Senator Simonaire~~ Anne Arundel County Senators

Introduced and read first time: January 30, 2014

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: March 26, 2014

CHAPTER _____

1 AN ACT concerning

2 **Anne Arundel County – State’s Attorney ~~and Deputy, Assistant, and~~**
3 **~~Temporary Assistant State’s Attorneys~~ – Annual Salary and Compensation**

4 FOR the purpose of ~~altering, beginning on a certain date and under certain~~
5 ~~circumstances, providing that~~ the annual salary of the State’s Attorney for Anne
6 Arundel County shall be certain amounts for certain calendar years; providing
7 ~~that the State’s Attorney may set certain salaries and compensation subject to~~
8 ~~the approval of the county council; repealing a certain provision of law that~~
9 requires a certain increase in the salary of the State’s Attorney for Anne
10 Arundel County each calendar year; providing that the State’s Attorney is to be
11 provided with a vehicle to use for official duties; providing that this Act does not
12 apply to the salary or compensation of the incumbent State’s Attorney during a
13 certain term of office; making a stylistic change; and generally relating to the
14 salary and compensation of the State’s Attorney, ~~deputy State’s Attorneys,~~
15 ~~assistant State’s Attorneys, and temporary assistant State’s Attorneys~~ for Anne
16 Arundel County.

17 BY repealing and reenacting, without amendments,
18 Article – Criminal Procedure
19 Section 15–403(a) and (c)
20 Annotated Code of Maryland
21 (2008 Replacement Volume and 2013 Supplement)

22 BY repealing and reenacting, with amendments,
23 Article – Criminal Procedure

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 15-403(b) ~~and (e)~~
 2 Annotated Code of Maryland
 3 (2008 Replacement Volume and 2013 Supplement)

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

6 **Article – Criminal Procedure**

7 15-403.

8 (a) This section applies only in Anne Arundel County.

9 (b) ~~[(The) BEGINNING ON JANUARY 1, 2015, THE State's Attorney's~~
 10 ~~salary]~~

11 ~~(1) for calendar year 2003, is equal to the salary of a circuit court~~
 12 ~~judge as of December 31, 2002; and~~

13 ~~(2)] shall be increased each calendar year [thereafter] by 3% over the~~
 14 ~~salary of the State's Attorney for the previous calendar year, UNLESS THE COUNTY~~
 15 ~~COUNCIL APPROVES AN ALTERNATE ANNUAL AMOUNT BEFORE THE START OF~~
 16 ~~EACH TERM OF OFFICE OF THE STATE'S ATTORNEY.~~

17 **(1) THE STATE'S ATTORNEY'S SALARY SHALL BE:**

18 **(I) \$168,000 FOR CALENDAR YEAR 2015;**

19 **(II) \$171,000 FOR CALENDAR YEAR 2016;**

20 **(III) \$174,000 FOR CALENDAR YEAR 2017; AND**

21 **(IV) \$177,000 FOR CALENDAR YEAR 2018 AND EACH**
 22 **SUBSEQUENT CALENDAR YEAR.**

23 **(2) THE STATE'S ATTORNEY SHALL BE PROVIDED WITH A**
 24 **VEHICLE TO USE FOR OFFICIAL DUTIES.**

25 (c) (1) The State's Attorney may:

26 (i) 1. appoint two deputy State's Attorneys; and

27 2. subject to the approval of the county ~~COUNCIL~~, set
 28 salaries for the deputy State's Attorneys that may not exceed 90% of the State's
 29 Attorney's salary; and

1 (ii) 1. appoint the number of assistant State’s Attorneys as
2 provided by the county; and

3 2. subject to approval by the county ~~COUNCIL~~, set
4 salaries for the assistant State’s Attorneys that may not exceed 80% of the State’s
5 Attorney’s salary.

6 (2) Subject to approval by the administrative judge of the circuit court,
7 the State’s Attorney may:

8 (i) appoint a temporary assistant State’s Attorney for a
9 particular case or series of cases; and

10 (ii) subject to the approval of the county ~~COUNCIL~~, set the
11 compensation for the temporary assistant State’s Attorney.

12 SECTION 2. AND BE IT FURTHER ENACTED, That, pursuant to Article III, §
13 35 of the Maryland Constitution, this Act may not be construed to extend or apply to
14 the salary or compensation of the State’s Attorney for Anne Arundel County while
15 serving in a term of office beginning before the effective date of this Act, but the
16 provisions of this Act concerning the salary or compensation of the State’s Attorney for
17 Anne Arundel County shall take effect at the beginning of the next following term of
18 office. This limitation does not apply to an individual appointed or elected after the
19 effective date of this Act to fill out an unexpired term.

20 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 October 1, 2014.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.