

SENATE BILL 908

D2

9lr3088
CF 9lr2440

By: **Calvert County Senators**

Introduced and read first time: February 14, 2019

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Calvert County – State’s Attorney – Annual Salary**

3 FOR the purpose of altering the salary of the State’s Attorney for Calvert County to be
4 equal to the salary of a circuit court judge; providing for the application of this Act;
5 and generally relating to the State’s Attorney for Calvert County.

6 BY repealing and reenacting, with amendments,
7 Article – Criminal Procedure
8 Section 15–405
9 Annotated Code of Maryland
10 (2018 Replacement Volume)

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

13 **Article – Criminal Procedure**

14 15–405.

15 (a) This section applies only in Calvert County.

16 (b) (1) The State’s Attorney’s salary is [90% of the salary of a judge of the
17 District Court of Maryland] **EQUAL TO THE SALARY OF A CIRCUIT COURT JUDGE.**

18 (2) A salary increase shall take effect at the beginning of the elected term
19 of office and may not increase during the term of office.

20 (c) (1) Subject to approval of the county commissioners, the State’s Attorney
21 shall appoint a deputy State’s Attorney and an assistant State’s Attorney, as needed.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) The county commissioners shall set the salaries of the deputy and
2 assistant State's Attorneys.

3 (3) The deputy and assistant State's Attorneys:

4 (i) shall serve at the pleasure of the State's Attorney;

5 (ii) shall perform work as directed by the State's Attorney; and

6 (iii) may present cases to the grand jury, sign indictments and
7 criminal informations, and perform other functions necessary to the operation of the Office.

8 (d) The State's Attorney shall serve full time and may not engage in the private
9 practice of law.

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

17 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
18 1, 2019.