

SENATE BILL 957

D2

9lr1955

By: **Calvert County Senators**

Introduced and read first time: February 15, 2019

Assigned to: Rules

Re-referred to: Judicial Proceedings, February 22, 2019

Committee Report: Favorable

Senate action: Adopted

Read second time: March 12, 2019

CHAPTER _____

1 AN ACT concerning

2 **Calvert County – Office of the Sheriff – Correctional Deputies**

3 FOR the purpose of authorizing a certain sheriff to appoint certain correctional deputies;
4 providing that certain correctional deputies serve under a certain sheriff; requiring
5 certain correctional officers to complete certain training provided by a certain
6 commission; providing that certain correctional deputies may become merit system
7 employees under certain circumstances; providing that certain correctional deputies
8 may be dismissed without cause under certain circumstances; making stylistic
9 changes; providing for the effective date of certain provisions of this Act; providing
10 for the termination of certain provisions of this Act; and generally relating to
11 correctional deputies in Calvert County.

12 BY repealing and reenacting, with amendments,
13 Article – Courts and Judicial Proceedings
14 Section 2–309(f)(2)
15 Annotated Code of Maryland
16 (2013 Replacement Volume and 2018 Supplement)

17 BY repealing and reenacting, without amendments,
18 Article – Courts and Judicial Proceedings
19 Section 2–318(a) and (b)
20 Annotated Code of Maryland
21 (2013 Replacement Volume and 2018 Supplement)
22 (As enacted by Chapter ____ (S.B. 206) of the Acts of the General Assembly of 2019)

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 BY repealing and reenacting, with amendments,
 2 Article – Courts and Judicial Proceedings
 3 Section 2–318(c)(1) and (2)(i), (ii), and (iii)
 4 Annotated Code of Maryland
 5 (2013 Replacement Volume and 2018 Supplement)
 6 (As enacted by Chapter ____ (S.B. 206) of the Acts of the General Assembly of 2019)

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

9 **Article – Courts and Judicial Proceedings**

10 2–309.

11 (f) (2) (I) The Sheriff may appoint deputy sheriffs **AND CORRECTIONAL**
 12 **DEPUTIES** in the number and at the salary approved by the County Commissioners.

13 (II) The deputy sheriffs **AND CORRECTIONAL DEPUTIES** shall
 14 serve under the direction of the Sheriff.

15 (III) Within [one] 1 year of their appointment, [they] **DEPUTY**
 16 **SHERIFFS AND CORRECTIONAL DEPUTIES** shall complete the course prescribed for police
 17 officers **OR CORRECTIONAL DEPUTIES** by the [Maryland Police Training and Standards
 18 Commission] **MARYLAND POLICE AND CORRECTIONAL TRAINING COMMISSIONS**.

19 (IV) 1. [The] **EXCEPT AS PROVIDED IN SUBSUBPARAGRAPH 2**
 20 **OF THIS SUBPARAGRAPH**, deputy sheriffs **AND CORRECTIONAL DEPUTIES** funded by
 21 the County Commissioners will become merit system employees of the Calvert County
 22 Sheriff's Office [upon] **ON** completion of their initial probation period and may not be
 23 dismissed without cause [, except the].

24 2. **THE** deputy sheriffs **AND CORRECTIONAL DEPUTIES**
 25 funded through grants or other sources may be dismissed without cause when the funding
 26 source is depleted.

27 (V) 1. There may be no honorary deputy sheriffs of Calvert
 28 County and no one is authorized to carry badges, certificates, or other materials for the
 29 purpose of identifying the bearer as an honorary deputy sheriff.

30 2. [However,] **NOTWITHSTANDING SUBSUBPARAGRAPH 1**
 31 **OF THIS SUBPARAGRAPH**, the Sheriff may appoint as special deputy sheriffs any
 32 members of the police force of the towns of North Beach or Chesapeake Beach who shall
 33 have all of the powers and authority of the deputy sheriffs.

34 3. The County Commissioners are authorized to reimburse

1 the towns of North Beach and Chesapeake Beach in whole or in part for services performed
2 by the special deputy sheriffs outside the town limits.

3 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland reads
4 as follows:

5 **Article – Courts and Judicial Proceedings**

6 2–318.

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

8 (b) (1) The Sheriff of Calvert County shall receive an annual salary:

9 (i) Of \$90,480 for calendar year 2018; and

10 (ii) Beginning in calendar year 2019, equal to the salary of a
11 Department of State Police lieutenant colonel, class code 5905 (grade 13, step 12).

12 (2) (i) On or after January 1, 2011, the County Commissioners of
13 Calvert County may pay to the Sheriff additional compensation equal to the amount of
14 contributions the County Commissioners would have made to the Calvert County
15 Employees' Savings Plan on behalf of the Sheriff for the years of service the Sheriff accrued
16 as the Sheriff prior to joining the Calvert County Employees' Savings Plan.

17 (ii) The amount payable in subparagraph (i) of this paragraph may
18 be made in one or more payments as deemed appropriate by the County Commissioners.

19 (c) (1) The Sheriff may appoint deputy sheriffs **AND CORRECTIONAL**
20 **DEPUTIES** in the number and at the salary approved by the County Commissioners.

21 (2) (i) **[A deputy sheriff] DEPUTY SHERIFFS AND CORRECTIONAL**
22 **DEPUTIES** shall serve under the direction of the Sheriff.

23 (ii) Within 1 year of appointment, a deputy sheriff **OR**
24 **CORRECTIONAL DEPUTY** shall complete the course prescribed for police officers **OR**
25 **CORRECTIONAL DEPUTIES** by the **[Maryland Police Training and Standards**
26 **Commission] MARYLAND POLICE AND CORRECTIONAL TRAINING COMMISSIONS.**

27 (iii) 1. Except as provided in subparagraph 2 of this
28 subparagraph, a deputy sheriff **OR CORRECTIONAL DEPUTY** funded by the County
29 Commissioners will become a merit system employee of the Calvert County Sheriff's Office
30 on completion of the deputy sheriff's **OR CORRECTIONAL DEPUTY'S** initial probation
31 period and may not be dismissed without cause.

32 2. A deputy sheriff **OR CORRECTIONAL DEPUTY** funded

1 through grants or other sources may be dismissed without cause when the funding source
2 is depleted.

3 SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take
4 effect on the taking effect of Chapter ____ (S.B. 206) of the Acts of the General Assembly
5 of 2019. If Section 2 of this Act takes effect, Section 1 of this Act shall be abrogated and of
6 no further force and effect.

7 SECTION 4. AND BE IT FURTHER ENACTED, That, subject to the provisions of
8 Section 3 of this Act, this Act shall take effect October 1, 2019.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.