

officers.

The compensation provisions of the present law are retained in subsection (b), and a blanket provision added to cover officers for whom no specific provision exists, in paragraph (4) of subsection (b).

Although Art. 26, §12 prohibits payments of appearance fees only for defendants in criminal cases, as a practical matter, the State's attorney does not receive appearance fees for prosecuting. Therefore, subsection (b) (2) is broadened to reflect this practice.

Subsection (c) provides for payment of a special officer's fee. Some of the present sections provide for taxing the fee as costs, while others provide that the county pay the fee; still others contain no payment provision. Subsection (c) is intended to give the court discretion in this area.

SEC. 2-103. [[RESPONSIBILITY FOR DUTIES.]] SUCCESSOR RESPONSIBLE FOR UNCOMPLETED DUTIES.

[[ (A) OFFICER PERSONALLY RESPONSIBLE.

AN OFFICER IS PERSONALLY RESPONSIBLE FOR THE PERFORMANCE OF HIS OFFICIAL DUTIES.

(B) SUCCESSOR RESPONSIBLE FOR UNCOMPLETED DUTIES.]]

WHEN AN OFFICER LEAVES OFFICE FOR ANY REASON, ANY DUTY NOT FULLY PERFORMED, INCLUDING THE COLLECTION OF FEES, BECOMES THE RESPONSIBILITY OF HIS SUCCESSOR IN OFFICE.

REVISOR'S NOTE: This section is new language designed to replace the provisions (such as Art. 87, §§ 21-25, 33-34, and 36) which provide that when an officer leaves office for any reason except death, his successor shall finish any work in progress. Sections 21-25, 33-34, and 36 of Art. 87 are proposed for repeal. When an officer dies however, his duties devolve on his personal representative. There is no