

CHAPTER 556

(Senate Bill 834)

AN ACT concerning

State Employees -
Reimbursement of Attorney's Fees

FOR the purpose of providing that the Board of Public Works may grant the reimbursement of attorney's fees incurred by a State employee in criminal matters under certain circumstances; requiring the Attorney General to certify certain matters to the Board of Public Works; providing that actions of the Board and the Attorney General are not subject to judicial review; providing the right of subrogation by the State; and generally relating to the process of reimbursement of attorney's fees in criminal matters by the Board.

BY repealing and reenacting, with amendments,

Article 32A - Department of Law
Section 12A and 12B
Annotated Code of Maryland
(1976 Replacement Volume and 1981 Supplement)

BY adding to

Article 32A - Department of Law
Section 12-I
Annotated Code of Maryland
(1976 Replacement Volume and 1981 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland read(s) as follows:

Article 32A - Department of Law

12A.

[(a) Subject to the provisions of § 12B, the Attorney General, when requested in writing by any officer or employee of the State, may defend any criminal action instituted in the courts of this State or of the United States against the officer or employee by reason of any act done or omitted to be done without malice and in the absence of gross negligence and in the scope of his employment. However, if the Attorney General determines that representation is appropriate, special counsel shall be appointed to appear and defend the criminal action.]