

reference to the Maryland Constitution; providing that a chief deputy serves in that capacity at the pleasure of the Frederick County Sheriff; and generally relating to Frederick County deputy sheriffs.

BY repealing and reenacting, with amendments,

Article - Courts and Judicial Proceedings  
Section 2-309(1)  
Annotated Code of Maryland  
(1984 Replacement Volume and 1984 Supplement)

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

Article - Courts and Judicial Proceedings

2-309.

(1) (1) The Sheriff of Frederick County shall receive a salary of \$20,000. He shall appoint deputies as necessary, at salaries of at least \$2,400, and jail wardens as necessary, at salaries of at least \$1,320 each. The Sheriff also may appoint additional temporary deputy sheriffs as he deems necessary for the public safety, with the approval of the Board of County Commissioners. The County Commissioners shall allow reasonable compensation for the temporary additional deputy sheriffs and the temporary deputies may not serve longer than the occasion requires. THE SHERIFF MAY APPOINT A CHIEF DEPUTY WHO SHALL SERVE AT THE PLEASURE OF THE SHERIFF. [The County Commissioners may increase the salaries of the Sheriff, his deputies, and other employees in accordance with Article III, § 35 of the Constitution.]

(2) Any deputy sheriff, with the exception of [any] THE chief deputy, appointed according to this section shall be placed on a probationary status [for the first year of his employment,] FOR AT LEAST 18 MONTHS OF CONTINUOUS EMPLOYMENT and may be dismissed by the Sheriff for any reason DURING THE PROBATIONARY PERIOD. [After one year of continuous employment, a deputy sheriff may be discharged by the Sheriff only for insubordination, malfeasance, misfeasance, or nonfeasance in office or for conduct grossly prejudicial to the office. Any deputy sheriff who is dismissed may appeal by requesting a hearing before the County Commissioners of Frederick County within five days of receipt of notification of the action. Unless he appeals, his dismissal shall become final without further action by the County Commissioners.]

[(3) If a deputy sheriff appeals a dismissal, the County Commissioners shall grant him a hearing. The County Commissioners' decision on appeal shall be by a majority vote. The County Commissioners may direct that the decision be affirmed, rescind the dismissal and order the deputy sheriff