

CHAPTER 353

(House Bill 541)

AN ACT concerning

Washington County - Deputy State's Attorneys

FOR the purpose of requiring the State's Attorney to appoint a certain number of deputy State's Attorneys in Washington County; and generally relating to deputy State's Attorneys in Washington County.

BY repealing and reenacting, with amendments,

Article 10 - Legal Officials

Section 40(v)

Annotated Code of Maryland

(2001 Replacement Volume and 2003 Supplement)

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

Article 10 - Legal Officials

40.

(v) In Washington County,

(1) The State's Attorney's salary shall be 90 percent of the salary of a judge of the District Court of Maryland.

(2) The State's Attorney shall appoint [a] AT LEAST ONE BUT NOT MORE THAN TWO deputy State's [Attorney] ATTORNEYS, whose [salary is] SALARIES ARE to be determined by the County Commissioners.

(3) The State's Attorney shall appoint the number of assistant State's Attorneys approved by the County Commissioners and provided for in the Washington County budget. The salaries of the assistant State's Attorneys are to be determined by the County Commissioners.

(4) The deputy State's [Attorney] ATTORNEYS and the assistant State's Attorneys shall serve at the pleasure of the State's Attorney. Under the direction of the State's Attorney or in the absence of the State's Attorney, the deputy State's [Attorney] ATTORNEYS and the assistant State's Attorneys shall perform acts and duties in relation to all criminal proceedings, all having the same legal powers as the State's Attorney, to represent the State in all proceedings in relation to grand jury, circuit court, the District Court, boards, commissions or agencies of this State or any county or political subdivision.

(5) The State's Attorney may not engage in the private practice of law at any time in any jurisdiction during his tenure of office.