

Article 10 - Legal Officials

Section 40(b)

Annotated Code of Maryland

(1996 Replacement Volume and 1997 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.

(b) (1) In Allegany County, [(1)] the State's Attorney's salary shall be [80 percent] BASED ON THE FOLLOWING PERCENTAGES of a District Court judge's salary IN EFFECT ON DECEMBER 31 OF THE YEAR IMMEDIATELY BEFORE THE START OF THE STATE'S ATTORNEY'S TERM OF OFFICE:

(I) 85 PERCENT IN CALENDAR YEAR 1999;

(II) 87.5 PERCENT IN CALENDAR YEAR 2000; AND

(III) 90 PERCENT IN CALENDAR YEAR 2001 AND IN EACH SUBSEQUENT CALENDAR YEAR.

(2) While in office, the State's Attorney may not engage in the private practice of law.

[(2)](3) The State's Attorney may appoint two deputy State's Attorneys. The deputy State's Attorneys' salaries may not be less than 80 percent of the salary of the State's Attorney. The deputies shall fulfill the responsibilities of their positions on a full-time basis. The State's Attorney may appoint as many assistant State's Attorneys as are funded and authorized by the Allegany County Commissioners.

[(3)](4) The State's Attorney, the deputy State's Attorney, or an assistant State's Attorney shall present cases to the grand jury and perform other acts and duties in relation to the grand jury, the Circuit Court including the Juvenile Court, and the District Court as are necessary and proper in the judgment of the State's Attorney.

[(4)](5) The State's Attorney shall appoint a county and an assistant county investigator in accordance with the provisions of §§ 12-1A and 12-1B of the Allegany County Code. The county and assistant county investigator shall be funded under § 12-1A of the Allegany County Code.

SECTION 2. AND BE IT FURTHER ENACTED, That, pursuant to Article III, Section 35 of the Constitution of Maryland, this Act may not be construed to extend or apply to the salary or compensation of the State's Attorney for Allegany County in office on the effective date of this Act, but the provisions of this Act concerning the salary or compensation of the State's Attorney for Allegany County shall take effect at the beginning of the next following term of office.