

THE STATE'S ATTORNEY:

- (1) SHALL SERVE FULL TIME;
- (2) MAY NOT ENGAGE IN THE PRIVATE PRACTICE OF LAW; AND
- (3) EXCEPT IN CONNECTION WITH PERFORMING THE DUTIES OF THE OFFICE, MAY NOT APPEAR PROFESSIONALLY IN A CRIMINAL PROCEEDING IN THE STATE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 10, § 40(j).

In subsection (c)(2)(ii) of this section, the former reference to "salaries" is deleted as included in the reference to "compensation".

In subsection (c)(2)(iii) of this section, the former term "acts" is deleted as implicit in the term "duties".

Also in subsection (c)(2)(iii) of this section, the former reference to "proper" is deleted in light of the reference to "necessary".

In subsection (e)(2) and (3) of this section, the former phrases "while in office" are deleted as surplusage.

In subsection (e)(2) of this section, the former phrase "at any time in any jurisdiction" is deleted as surplusage.

The Criminal Procedure Article Additions Review Committee notes, for consideration by the General Assembly, that in subsection (b)(2) of this section, the reference to "premiums on office bonds" may be obsolete. Under former Art. 10, § 35, now revised as § 15-104 of this title, each State's Attorney gave a corporate surety bond payable to the State in the sum of \$5,000. The corporate bond was partly conditioned on the State's Attorney accounting for all funds and property received under color of the office. It is believed that the phrase "color of the office" referred to duties such as collection of revenues and bringing forfeiture actions no longer performed by a modern State's Attorney.

Defined term: "State's Attorney" § 15-101

15-411. FREDERICK COUNTY.