

HOUSE BILL 1157

D2

6lr2296

By: **Calvert County Delegation**

Introduced and read first time: February 11, 2016

Assigned to: Environment and Transportation

Committee Report: Favorable

House action: Adopted

Read second time: March 16, 2016

CHAPTER _____

1 AN ACT concerning

2 **Calvert County – Assistant Sheriff – Salary and Status**

3 FOR the purpose of altering the annual salary of the assistant sheriff in Calvert County
4 under certain circumstances; clarifying that the assistant sheriff shall retain full
5 merit status under certain circumstances; altering the placement and salary of the
6 assistant sheriff at the end of an appointment under certain circumstances; and
7 generally relating to the assistant sheriff in Calvert County.

8 BY repealing and reenacting, with amendments,
9 Article – Courts and Judicial Proceedings
10 Section 2–309(f)(3)
11 Annotated Code of Maryland
12 (2013 Replacement Volume and 2015 Supplement)

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

15 **Article – Courts and Judicial Proceedings**

16 2–309.

17 (f) (3) (i) The Sheriff may appoint 1 full–time assistant sheriff who shall:

18 1. Serve under the direction of the Sheriff; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 2. Be designated by the Sheriff as a line officer.

2 (ii) The Sheriff shall appoint an individual to serve as the assistant
3 sheriff who:

4 1. Is an active duty deputy sheriff and holds the rank of a
5 commissioned officer in the Calvert County Sheriff's Office; or

6 2. Is not a current employee of the Calvert County Sheriff's
7 Office.

8 (iii) 1. The appointment of the assistant sheriff is in the sole
9 discretion of the Sheriff.

10 2. The Sheriff may appoint the assistant sheriff without
11 subjecting the candidate to a written examination.

12 3. The assistant sheriff serves at the pleasure of the Sheriff.

13 (iv) 1. If the assistant sheriff was an active duty deputy sheriff
14 in the Calvert County Sheriff's Office immediately before appointment, the assistant
15 sheriff:

16 A. Shall receive an annual salary that [does not exceed by
17 more than] **IS** 6 percent **MORE THAN** the salary of the highest ranking officer in the Calvert
18 County Sheriff's Office;

19 B. Shall retain **FULL** merit status; and

20 C. At the end of an appointment, shall be [permitted to
21 return to the previous rank the assistant sheriff held prior to appointment, including any
22 cost-of-living adjustments and salary step increases the assistant sheriff would have
23 received if the deputy sheriff had not been appointed assistant sheriff] **PLACED AT THE
24 HIGHEST RANK ON THE APPROVED CALVERT COUNTY DEPUTY SHERIFF PAY SCALE
25 AND SHALL RECEIVE THE SALARY REFLECTED AT THE HIGHEST STEP WITHIN THAT
26 HIGHEST RANK.**

27 2. If the assistant sheriff was not an employee of the Calvert
28 County Sheriff's Office immediately before appointment, the assistant sheriff:

29 A. Shall receive an annual salary that is established through
30 a mutual agreement between the Sheriff and the County Commissioners of Calvert County;

31 B. Shall be afforded all the benefits available to full-time
32 employees in the Calvert County Sheriff's Office; and

1 C. May not be given merit status.

2 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
3 October 1, 2016.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.